

MINUTES OF MEETING
BOARD OF SELECTMEN

January 2, 1979

Present: Sel. Paul R. O'Connell, Jr.; Sel. Donna L. McDaniel; Administrative Assistant John A. Lundblad; Highway Supt. John W. Boland; Treasurer/Collector Ruth Johnson. Chairman McAuliffe was absent due to illness.

7:30 p.m. Treasurer/Collector Ruth Johnson met with the Board and discussed tax fore-
to closure and excise tax delinquents.

7:40 p.m.

7:40 p.m. The Board met with Highway Supt. John W. Boland regarding his budget. Items
to reviewed were the salary level, transfer station; winter items including
8:20 p.m. sand/salt/hired equipment. It was noted that the budget was roughly 9%
over the previous year, including wage increases, but not including labor con-
tract increases. Sel. McDaniel noted that the recycling had increased, but
not to a level significant to reduce the budget. The Board reviewed Mr. Boland's Warrant
Articles including a cab and chassis and catch basin cleaner request, the former for
\$30,000 and the latter for a \$10,000 request. Also, requested \$100,000 for construction
of an addition and the purchase of land for that addition adjacent to the Highway Garage.
No decision was made on those requests.

Selectmen then discussed with Mr. Boland a letter from the Mass. Department of Public
Works regarding speed zones, requesting that he and Police Chief Mattioli review those and
report back by the next Tuesday. Chairman McAuliffe felt that the "Go Slow" and "Children"
signs had little effect and only speed zones would actually stop traffic problems we had
been experiencing.

Selectmen then discussed with the Administrative Assistant and Highway Supt. Boland
progress on the Data General traffic lights. Mr. Boland indicated that the missing clamps
and other equipment were being air-freighted to the Town.

8:20 p.m. The Board met with Town Clerk Paul Berry regarding the new speed limits,
to and polling place for Precinct I. Town Clerk Berry was requesting that the
8:30 p.m. polling place be either at the new Fire Station or at the Town House. The
Selectmen took that under consideration; noted that they wanted to talk to
Chairman McAuliffe.

8:30 p.m. The Selectmen met with Town Counsel Frederick Busconi instruction him to work
with the Conservation Commission to solve the problem at the Kahili Restaurant.

The Selectmen discussed with the Administrative Assistant the licensing request for
Mr. Kavanaugh, ^{8 Middle Rd.} both for his trailer and for the auctioneering license. Both were granted.

The Selectmen noted that they would like to meet with the Elected Officials Salary
Committee as soon as possible to get a report that could be included in the Town Meeting.

Sel. McDaniel requested the Administrative Assistant to provide an update on the situation
at Fitzgerald's Store with the stockade fence and dumpster not being in accordance with
the Site Plan and existing driveway not having been blocked off to date.

January 2, 1979

The Board moved to award a contract to C.S.I. of Needham, MA for \$4985 for the purchase of a Savin 780. Motion was made by Sel. McDaniel and seconded by the Acting Chairman Paul O'Connell, Jr. and APPROVED by unanimous voice VOTE. It should be noted that C.S.I. was low bidder; the bids were opened at a previous occasion and the item was paid out of the Town Hall Users Group.

CORRESPONDENCE

LICENSES/PERMITS

Letter to Lee F. Kavanaugh, 8 Middle Road informing him that his request to store a trailer on property owned by him at 8 Middle Rd. for the purpose of storing household goods while repairs are being made to his home, has been extended for an additional thirty days. (This permit must be renewed every thirty days if the need persists.)

TOWN BOARDS

Board noted December 21, 1978 letter to George Francis, Andrea Restaurant, 241 Turnpike Road from Conservation Commission Chairman Delia Mulvaney informing him that more than a year has elapsed since the Commission issued the "Order of Conditions" on October 28, 1978 for his project. If the project has been completed, Mr. Francis must have his engineer certify that the project has been completed according to the submitted plans. If the project is not complete, an extension must be filed on the appropriate form.

Board noted December 21, 1978 letter to Morton S. Grossman, Grossman Companies, Box 250, Braintree, Massachusetts 02184 from Conservation Commission Chairman Delia Mulvaney enclosing a copy of the "Order of Conditions" issued to Mr. Harry H. Blackey. Referring to Page 2a of this document, Chm. Mulvaney quoted from the minutes for the hearing held February 17, 1976. Mr. Blackey stated: "The Board of Health has denied them permission to build because of the drain in the middle of the lot (Lot 17)." (re Gilmore Road)

THUG

Letter to Brent G. Campbell, Vice President and General Manager, Worcester Business Machines, Inc., 316 Shrewsbury St., Worcester, MA 01604 formally notifying him that the Board upon recommendation of the Town Hall Users Group voted unanimously at its January 2, 1979 meeting to award the contract, for the purchase of a photocopier, a Savin 780, to Copy Systems, Inc. of Needham Heights.

FEDERAL AGENCIES

Board noted December 19, 1978 letter from CETA, Marlboro, William McDermott, Coordinator, Public Service Employment, informing that due to a reduction of Federal monies for fiscal year 1979 and the large carry-in of 1978 participants by CETA Marlboro, no new Title VIA PSE positions will be created for an undetermined period of time.

Board noted December 18, 1978 letter from CETA Marlboro re the filing of "Letters of intent" indicating a commitment to draft a public service project proposal in January for implementation in March (1979). Deadline for intent letters if 4 p.m. January 2, 1979.

January 2, 1979

MDC

Letter to C. Y. Hitchcock, Jr., Acting Director of Water Division and Chief Water Supply Engineer, MDC, 20 Somerset St., Boston, MA 02108 re the Board's concern about MDC's decision to await the final timber management report which will be done to analyze all MDC property in the Sudbury and Wachusett Watersheds. The Board is also concerned that MDC staff feels that clear cutting of over one and one half acres involving over two hundred to three hundred trees is necessary to solve this problem. The estimate made by the Town's Highway Supt. and Tree Warden is significantly lower and, therefore, the Board requested a meeting with Mr. Hitchcock and/or his staff members who inspected the site in question. cc: O.G. Guerrini, Supt. Wachusett Dam; J. Boland, Highway Supt.; F. Mattioli, Police Chief; Sereno Johnson; Charles Johnson; John W. Wright, General Counsel, MDC; F. Busconi, Town Counsel; Howard Truesdale, Tree Warden.

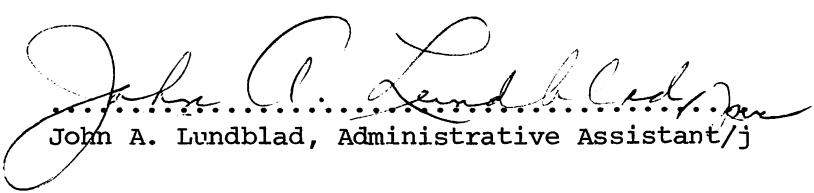
PRIMATE RESEARCH CENTER

Board noted December 26, 1978 letter from John E. Haggerty, Assoc. Director for Administration, Harvard Medical School, New England Regional Primate Research Center, Southborough advising that the Primate Research Center located on Pine Hill Road is not expanding its facilities to the Town of Clinton as recently reported in local newspapers.

Selectmen signed the following Treasury Warrants:

TW #87 for \$ 481,961.13
TW #88 for \$ 89,336.36
TW #89 for \$ 5,271.26
TW #90 for \$ 931,446.01
TW #13 for \$ 100,000.00

9:20 p.m. VOTED to adjourn the meeting.


John A. Lundblad, Administrative Assistant/j

MINUTES OF MEETING

BOARD OF SELECTMEN

January 9, 1979

Present: Chairman Thomas W. McAuliffe; Sel. Paul R. O'Connell, Jr.; Sel. Donna L. McDaniel; Administrative Assistant John A. Lundblad.

7:30 p.m. Site Plan Hearing was held on request of John Demetro requesting permission to open a palm reading business at 61 Turnpike Rd., Fayville.

Present: Peggy Donath, Paul Brefka, James Denman, Patricia Capone of the Planning Board; four abutters. Sel. O'Connell noted that the Town has not required a lease, but did need to know that he had at least a tenancy at-will; an official tenancy; that we would need to know that prior to any action. Town Counsel Busconi stated that nothing formal was arranged and that he needed some notice of official tenancy if this was going to be considered. Sel. O'Connell asked the Administrative Assistant if a determination had been made regarding the parking; asked the Town Counsel if a determination had been made as to whether or not this could be considered a Customary Home Occupation. Mr. McAuliffe felt that it was not a Customary Home Occupation and stated that he would personally vote against it. Mr. Lundblad noted that they were six spaces short in the parking requirement. Mr. Demetro stated that his wife was conducting a small palm reading business and that they would have no need for six parking spaces. Sel. O'Connell asked Mr. Busconi if he had an opinion on the Home Occupation issue. He noted to Mr. Demetro that a ruling would have to be made on (1) the Home Occupation (Town Counsel had not made one), (2) on his tenancy and (3) on the parking By-Law; and if all three of those were met then he would have the right to be there. Mr. Demetro asked for an explanation of what is meant by a Home Occupation. Sel. O'Connell provided that definition. Town Counsel Busconi indicated that he would approach this issue with an open mind. All moved to take this under advisement. Town Counsel was requested to review the lawful use and make any approval subject to lawful tenancy, lawful use and parking. Chairman McAuliffe stated that he was against having the Town Counsel do any more research; that he understood that the owner had notified the Town, the papers had been served and that only if Mr. Demetro could show that the parking and the use was allowed, would he allow him to remain a tenant. Sel. O'Connell moved to take the issue under advisement, requesting that the Administrative Assistant confirm whether or not Mr. Demetro had the permission of the owner to be in this facility. The Mazzarellis of 16 Pleasant Street (both abutters), stated that they didn't feel this was a Customary Home Occupation in their area and asked the Board not to grant the permit. Mrs. Donath noted that it was not a retail business, but was a retail service allowed in the business zone. Town Counsel Busconi noted, however, that the applicant had narrowed his own options for Customary Home Occupation by living in the quarters instead of using them for commercial use. The abutters noted that a great deal of advertising on radio and newspapers had already been carried out and that this was going to be a commercial activity, that people already were being solicited as they were walking by to come in for a palm reading. Natalie Fantony, 51 Turnpike Road stated that she knew of two people in the neighborhood who had been solicited to come in to the shop for palm reading. Sel. O'Connell again moved to take it under advisement. Mr. Demetro asked what if he moved to another site six blocks away, would this be acceptable? Sel. O'Connell moved for the third time to take the issue under advisement with the same conditions noted above. Sel. McDaniel seconded this motion which was APPROVED on a two to one (2-1) voted; Sel. McAuliffe opposed.

8:11 p.m. The Selectmen met with E.L. Kallander discussing the need for a plan of
to abandonment, plan for a turn-around and plan for an easement if the work was
8:35 p.m. going to be done on abandoning end of Valley Road and returning it to Mr.
Kallander to use in relation to his gold course.

8:42 p.m. The Selectmen chose Jurors for Traverse Jury:

W. Kenneth Kidd, 9 Oak Hill Road

Donald O. Lefevre, 39 Atwood Road

Joseph J. Madison, 22 Maplecrest Drive

The Board VOTED on a voting place, shift Precinct I from Neary School to multi-purpose room of new fire headquarters at 21 Main Street.

8:54 p.m. The Board discussed parking and concern with volume of traffic with Chief Edward Brock and Chief of Police Francis J. Mattioli.

CORRESPONDENCE

LICENSES /PERMITS

VOTED: to grant a Special License for the sale of wines and mal beverages only, to be drunk on the premises to: Knights of Columbus, c/o Fred Quinn, Main Street from the hours of 7 p.m. to 12 midnight, Friday, January 19, 1979.

VOTED: to grant an Annual Auctioneer's License to Lee F. Kavanaugh, 8 Middle Road. (Expiring January 1, 1980).

VOTED: to grant an annual Auctioneer's License to Robert S. White, 116 Framingham Road. (Expiring January 1, 1980)

TOWN DEPARTMENTS

Letter to Fire Chief Edward F. Brock requesting him to authorize Lahey Clinic to release the results of examination so that the Board may review the test results and the Clinic's opinions of his medical condition.

Letter to Elaine M. Hinckley, Town Accountant attaching correspondence from Richard S. Lanoue, Senior Auditor from Marlborough CETA re the scheduling of a project audit on January 11, 1979 to be done by Peter Gramenelles, Jr.

Letters to: Police Chief F. Mattioli, Deputy Director of Civil Defense; Sgt. William Harpster, Deputy Director of Divil Defense; John W. Boland, Deputy Fire Chief and Highway Supt.; School Committee Chm. Phyllis Self; Supt. of Schools, Herbert Geels; Water Commissioner Chm. Daniel Phaneuf; Water Supt. William Binder enclosing a copy of the new FDAA Emergency Snow Removal Police Guidelines and a two-page informational sheet which is also to be furnished for Federal State processing.

MAPC

Letter to Tom Conroy, Metropolitan Area Planning Council, 44 School St., Boston, MA 02108 requesting notification of meetings with EPA officials (re Federal review of the EPA 208 funding request) so that the Town's position in regard to this important program may be presented.

TOWN BOARD

Board noted January 2, 1979 letter from George A. Mooney, Chairman of The Cemetery Commissioners acknowledging December 27, 1978 letter officially approving transfer of \$2,800 for engineering work on proposed Southborough Cemetery Expansion (Neary Land).

IPA

Board noted December 29, 1978 Memorandum from Ronald Guest, Executive Aide to the Mayor, Marlborough advising that the Marlborough-Hudson-Southborough request for Intergovernmental Personnel Act (IPA) funds for 1978 was not acted upon favorably.

ZONING BOARD OF APPEALS

ZBA granted December 18, 1978 the petition of Edward F. and Barbara A. Murphy, 202 Corda-ville Road with respect to a variance to attach a twenty-two foot wide, two car garage to the south side of the Petitioners' residence.


LICENSE

Letters to Arthur Holmes, Chairman of Board of Assessors, and Ruth Johnson, Treasurer/Collector, enclosing notice from the U.S. District Court Bankruptcy Judge Thomas W. Lawless concerning Robert A. Queen d/b/a Limelight Lounge. If the Town has any outstanding claims against property either real or personal owned by Mr. Queen d/b/a Limelight Lounge, notification should be made to Judge Lawless.

Selectmen signed the following Treasury Warrants:

| | |
|---------------|------------|
| TW #91 for \$ | 19,631.34 |
| TW #92 for | 161.196.34 |
| TW #93 for | 32,649.78 |
| TW #14 for | 40,000.00 |

10:29 p.m. VOTED to adjourn the meeting.


John A. Lundblad, Administrative Assistant

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

Thursday, January 11, 1979

6:03 p.m. Chairman Thomas W. McAuliffe; Sel. Paul R. O'Connell, Jr.; Sel. Donna L. McDaniel; Highway Supt. John W. Boland, Firefighter Frank Aspinwall, Administrative Assistant John A. Lundblad; Lorraine Keller and members of the press.

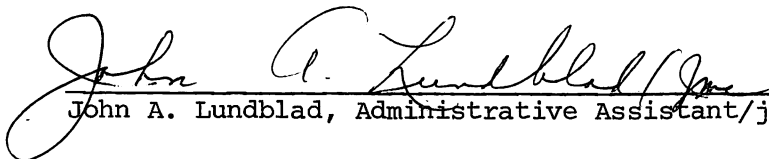
Discussion of capital items for the coming Town Meeting:

1. Highway Supt. John Boland discussed the catch basin cleaner. Mr. Boland noted that it would have a fifteen to twenty year life expectancy; could be used for other equipment such as hydraulic crane, a working tool; a very attractive piece of equipment, that would assist him in using chain saw pumps and other hydraulic equipment. Sel. O'Connell noted that he would like to see this on paper to determine what the pay-back period would be, especially on a vehicle with such a long expectancy. Sel. O'Connell requested Highway Supt. Boland to compare the cost of the existing items that he would have to rent with the cost of purchasing this and amortize it out over the shortest period possible.

2. Discussed the cab and chassis request.

3. The Board met with Mr. Boland and Mr. Aspinwall regarding the Fire Department's capital request for the upcoming Town Meeting which was not prepared.

6:53 p.m. VOTED to adjourn the meeting.


John A. Lundblad, Administrative Assistant/j

MINUTES OF MEETING
BOARD OF SELECTMEN

January 16, 1979

7:30 p.m. Present: Chairman Thomas W. McAuliffe; Sel. Paul R. O'Connell, Jr.; Sel. Donna L. McDaniel; Administrative Assistant John A. Lundblad.

Williams' Trailer Sales, 21 Turnpike Road Site Plan Request: Present - Rick Williams, Arthur J. Williams, Michael Cosmo of Schofield Brothers representing Messrs. Williams, Building Inspector Edgar A. Phaneuf, Jr., Planning Board Member Patricia Capone, Ed Murphy and Ralph DiNorcia of the IDC. Rick Williams gave a brief presentation stating that they are requesting a repair facility as the work now must be done outside. They would like an indoor facility. They would also be expanding the show room to be able to show fifteen units. Sel. O'Connell asked if this was basically the same changes in the parking. They planned to stage the construction, depending upon financing; first to build a basement service area and then add the showroom on in later years. They indicated that there would be no plumbing changes, that handicapped access would be provided for parking and for ramping.

Sel. O'Connell felt that a reasonable time limit should be imposed for the initiation of stage two because of the working of the Zoning Board of Appeals. They prefer to approve the whole plan now, but with a time limit. He stated that to tie this into the special permit language, that there would be no increase in that permit to the site plan, that it would merely upgrade the appearance of the property and would all be contingent upon Board of Health approval. The Motion was seconded by Sel. Donna L. McDaniel, APPROVED by unanimous voice VOTE.

The Board then held a hearing for a Class I License request for Williams' Trailer Sales, 21 Turnpike Rd. Sel. O'Connell moved that it be granted; that it would be a continuation of the existing use. Sel. McDaniel seconded the Motion, APPROVED by unanimous voice VOTE.

The Board VOTED to deny a site plan request to Johnway Freight for a freight terminal, the moving company. They informed them that they would meet to file for ZBA approval.

Regarding John DeMetro, the Board read a letter from the Kerbels, owners of the property. Administrative Assistant Lundblad confirmed that the DeMetros had vacated the premises. Sel. O'Connell moved to disapprove the petition for site plan since the petitioner no longer had the authority to use the property, seconded by Sel. McDaniel and APPROVED by unanimous voice VOTE of the Board.

CORRESPONDENCE

SITE PLAN

Letter to Williams' Trailer Sales, Inc., 21 Turnpike Road re formal notification that the Board voted unanimously to approve Williams' Trailer Site Plan as submitted with the following condition: that the Southborough Board of Health approve the plan prior to the initiation of any construction. cc: Planning Board, Conservation Commission, Water Dept., Board of Health, Highway Dept., Board of Assessors, IDC, Building Inspector Phaneuf, Fire Department.

Letter to Mr. John DeMetro, 61 Turnpike Road, Fayville re his request for Site Plan Approval for the location of a palm reading business as a customary home occupation at 61 Turnpike Rd. A Site Plan Hearing was held on January 9, 1979 and on January 16, 1979 the Board reviewed correspondence to Mr. DeMetro from Helen and Stanley Kerbel regarding his tenancy of this property. Because of that order from the Kerbels that Mr. DeMetro

January 16, 1979

and his family leave the premises at 61 Turnpike Rd., the Board disapproved his petition for Site Plan Approval since it was the Board's determination that Mr. DeMetro no longer had the authority of the land owner to occupy the property.
cc: Helen and Stanley Kerbel, 65 Turnpike Rd., Fayville; Town Counsel F.A. Busconi; Building Inspector E.A. Phaneuf, Jr.; Planning Board; Conservation Commission; Water Commission; Board of Health; Highway Dept. Board of Assessors; IDC; Fire Dept.

LICENSE/PERMITS

The Board granted an Agent's or Seller's License - Class I for the sale of second-hand motor vehicles to Williams' Trailer Sales, Inc. at 21 Turnpike Road. (This license expires January 1, 1980)

ZONING PERMIT

Board noted January 11, 1979 Certified letter to John A. Bartolini, 41 Deerfoot Rd. from Building Inspector E.A. Phaneuf, Jr. issuing an Order to Cease and Desist on construction at Lot A; Deerfoot Road Extension. The Cease and Desist Order will be removed, according to Building Inspector Phaneuf when: 1) a Zoning Permit has been issued by the Board of Selectmen and 2) a Building Application and two (2) copies of house plans have been delivered to the Building Department Office.

APPOINTMENTS/RESIGNATIONS

Board noted January 9, 1979 letter to Town Clerk and to Deputy Fire Chief Boland from Donald R. Banks, Sr., 36 Fisher Road advising that he wishes to retire from services as a Firefighter effective March 3, 1979.

Board noted January 12, 1979 letter to Paul J. Berry, Town Clerk from Nelson Goldin, Town Moderator appointing Jill L. Brennan, 29 Richards Road to the unexpired term of Barbara Capello on the Capital Budget Planning Committee. This term expires May, 1979.

TOWN DEPARTMENT

Board noted January 12, 1979 letter from Berge C. Tashjian, Counselor at Law, 370 Main St., Worcester re the January 10, 1979 request of the Board of Selectmen that Fire Chief Brock furnish authorization to obtain reports from Lahey Clinic. Mr. Tashjian advised that he has requested the Clinic to furnish him with the reports, and that he will then furnish the Board with copies.

STATE AGENCIES

Board noted letter received January 16, 1979 from C.Y. Hitchcock, Jr., Acting Director of Water Div. and Chief Water Supply Engineer, M.D.C., Boston Office re public meeting to discuss amendment study on M.D.C. water supply use of Sudbury Reservoir to be held January 31, 1979 at Memorial Hall in Framingham.

Board noted January 10, 1979 letter from Byron J. Matthews, Secretary, Executive Office of Communities and Development, Boston Office re development of a Property Tax Relief Program and advisement of a conservative preparation of fiscal year 1980 budgets for cities and towns.

January 16, 1979

FEDERAL AGENCIES

Board noted January 9, 1979 letter from Congressman Joseph D. Early re the Town's concerns about the EPA 208 study for wastewater management in the metropolitan region and the attached 12/14/78 letter from William Adams, Jr., Regional Admin. of EPA.

ZONING BOARD OF APPEALS

The Zoning Board of Appeals will hold a hearing Monday, January 29, 1979 on a petition filed by Anthony P. and Mae Angelico, 18 Central Street, Southborough, MA with respect to a variance from the minimum yard dimension requirements for their existing house and canopy.

Selectmen signed the following Treasury Warrants:

TW #94 for \$ 86,996.98
TW #95 for \$ 85,008.66
TW #96 for \$250,499.59

9:57 p.m. VOTED to adjourn the meeting.


John A. Lundblad, Administrative Assistant/j

NOTE: Board noted Mailgram dated January 11, 1979 confirming appointment with the Medical Retirement Board on January 16, 1979 in the Offices of Dr. George, 118 Union Avenue, Framingham to process retirement request of Arthur L. Cannon, 10 Temple Avenue, Ocean Park, ME 04063.

MINUTES OF MEETING

BOARD OF SELECTMEN

January 23, 1979

Present: Chairman Thomas W. McAuliffe; Sel. Paul R. O'Connell; Sel. Donna L. McDaniel; Administrative Assistant John A. Lundblad.

7:30 p.m. The Selectmen met for a Site Plan for Harrison and Borelli and Black. The Board determined that a site plan would be required for a craft shop on the property owned by Mrs. Borelli on Route 20.

8:10 p.m. The Board met with Highway Supt. John W. Boland regarding drainage. Mr. to Boland noted that his program is getting further and further behind, that

8:30 p.m. the long term objective would be to look at the ultimate outfalls and to work backwards through the system, instead of to make mid-system improvements such as Parkerville Road in the vicinity of Neary School. He further noted that the MDC had not been cleaning brooks for a number of years and that his problem further aggravated the situation he had. Chairman McAuliffe asked if the '59 Survey was worthwhile; asked if the '59 Whitman and Howard Survey could be updated and done through the Engineering Fund. Sel. O'Connell asked if the road work could be tied into this operation also. Highway Supt. Boland thought that we could certainly check with Whitman and Howard, but he didn't feel that the old work was good enough or worthy of updating, that the cost of detailed drainage work for Clifford Road and Latisquama Road should be proceeded as soon as possible. He would like updated figures for detail work on the list he provided the Board last year for six projects. Put cost figures for at least one in the Warrant Article for the coming year.

CORRESPONDENCE

TOWN DEPARTMENT

Board noted January 17, 1979 letter from Charles F. Hamel, Dog Officer re the complaint of Thomas McCarthy against William Baker of Latisquama Road concerning a dog problem. Mr. Hamel ordered William Baker to control his dog, in accordance with Town By-Laws, at all times while in Southborough, including any future visits to his mother's home after he has moved. Mr. McCarthy is also subject to the Town's Law of Control at all times in reference to any dog that he may own at present or in the future.

Letter to Brent Trottier, Principal, Margaret A. Neary School, 53 Parkerville Road expressing appreciation of the Board for the cooperation extended to the citizens of the Town in last November's State Election and the hope that Neary School will become the permanent polling place for Precinct I. The Board was concerned, however, with the safety of the children at school and requested that Mr. Trottier meet with Police Chief Mattioli to draft some sort of safety plan so that school bus loading areas and pedestrian areas for children and adults alike are designed for the maximum safety of all persons using the school on election day.

cc: Police Chief F. J. Mattioli, Highway Supt. John W. Boland

Letters to Highway Supt. John Boland and F. J. Mattioli, Police Chief enclosing an unsigned letter dated January 19, 1979 from Philip Zonchi, 16 Shadow Brook Lane, Milford, MA in regard to "dangerous" pot hole, a determination if this so-called dangerous pot hole was caused by the construction project by Mr. Sarkisian's work forces.

Town Department cont'

Letters to Deputy Fire Chief John W. Boland and Police Chief Frank Mattioli re the request of the Board for written response to their request that some sort of formal backup arrangement be established between the Fire and Police Departments (for the New Fire Headquarters building) and that these two departments look into the feasibility of central dispatching.

REGIONAL

Letter to Marlboro Mayor Joseph Ferrecchia, re his January 2, 1979 letter to the Board, the Selectmen wish to reaffirm their earlier statement regarding regional solutions to common problems. The stated policy of the Town is that such meetings should begin at Administrative level until and unless policy decisions are needed at which time the Board of Selectmen would become involved and offer the leadership to carry the project through.

WALKATHON

Letter to Kathleen M. Donovan, Chapter Representative National Foundation - March of Dimes, 298 Boston Turnpike, Shrewsbury, MA 01545 granting permission for a Walk through the Town of Southborough on April 1.

SITE PLAN

Letter to John H. Vautier, Johnway Transfer and Storage, P.O. Box 513, 125 Flanders Road E., Westboro, MA 01581 re the unanimous vote January 16, 1979 of the Board to deny his January 16, 1979 request for a Site Plan. The usage which was requested, specifically an office trailer, in rear of property located at 251 Boston Rd., would require approval by the the Zoning Board of Appeals.

cc: John Rego, Chairman, ZBA, 22 Deerfoot Road, Janice Conlin, 20 Pinecone Lane

Letter to Barbara Harrison, 42 Boston Road re correspondence received from Ms. Harrison, January 23, 1979, concerning the opening of a craft shop on White Bagley Road Extension. Admin. Asst. Lundblad advised that any commercial activity - even a cutsomary home occupation such as this - requires a Site Plan Approval by the Board of Selectmen and the Planning Board. A photocopy of the regulations regarding Site Plans for the Town of Southborough was enclosed.

APPOINTMENT/RESIGNATIONS

Voted as Special Municipal Employees, under Provisions of Chapter 268A, Section 1 & 17 of the General Laws of the Commonwealth of Massachusetts:

Ann Dockstader, 260 Parkerville Road - Term: May, 1981
Wendy I. Otavsky, 164 Middle Road - Term: May, 1980

Chapin M. Fay, 14 Foley Drive - Term: May, 1979

Brian Donovan, 14 Mt. Vickery Road - Term: May, 1981

Sherman H. Ball, 4 Boston Road - Term: May, 1980

Philip A. Jenks, 5 Latisquama Road - Term, May, 1980

Edward V. Chaput, 94 Oak Hill Road - Term: May, 1980

William E. Pires, 11 Rock Point Road - Term: May, 1981

Ann M. Kelly, 8 Sears Road - Term: May, 1979

STATE D.P.W.

Board noted January 11, 1979 letter from Francis J. Mattioli, Police Chief recommending that the state Department of Public Works Special Speed Regulation #5022 for Parkerville Road, Gilmore Road, Richards Road, White Bagley Road, Woodland Road, Valley Road, and Central Street be accepted in accordance with the provisions of Chapter 90, Section 18, of the General Laws (Ter. Ed.) as amended

PURCHASING/CONTRACTS

Letter to Town Accountant Elaine Hinckley re vote of the Board to award contract to G & S Paper Co., Inc. - Item 13 Urinal Deodorant Block (\$7-20) and Item 18 Utility Wipes (\$41.50) (Custodial Supplies).

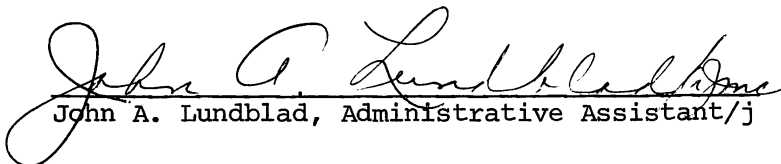
Selectmen signed the following Treasury Warrants:

TW #98 for \$23,357.40

TW #99 for \$15,736.23

TW #15 for \$40,000.00 (Federal Revenue Sharing)

10:12 p.m. VOTED to adjourn the meeting.


John A. Lundblad, Administrative Assistant/j

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

Wednesday, January 24, 1979

Present: Chairman Thomas W. McAuliffe, Sel. Paul R. O'Connell, Jr., Sel. Donna McDaniel, Recreation Commission Chairman Joseph Madison, members Grace Ryan and Peter Holbrook, Conservation Commission Chairman Delia Mulvaney, member Charles Self, Town Counsel Frederick Busconi, Mayor Joseph Ferrecchia of Marlboro, the Community Development Director of Marlboro, Mr. David Kane and Assistant City Solicitor Aldo Cipriano.

8:00 p.m. Mayor Ferrecchia unveiled plans for the purchase of the Marlboro Fair Associates property off Stow Road in Southborough. This property is currently an under-utilized horse racing track. Mayor Ferrecchia proposes to purchase this parcel together with three or four other recreational sites within the Town of Marlboro as part of an overall recreational development plan.

This site is approximately 29 acres; 7 in Marlboro and 22 in Southborough. Mayor Ferrecchia assured the Selectmen that no access would be needed from Southborough and, further that no development was contemplated in the short run. This program at this time was merely a method of acquiring open space for future needs.

Selectmen noted correspondence from all nine members of the Advisory Committee dated January 23, 1979 requesting that the Advisory Committee members be considered special municipal employees under provisions of Chapter 268A of the General Laws of the Commonwealth of Massachusetts. Ann Dockstader, Sherman Ball, Philip Jenks, Edward Chaput, William Pires, Ann Kelly, Wendy Otavsky, Brian Donovan and Chapin Fay all signed this request. The Board of Selectmen voted unanimously to approve this request as submitted.

The Board of Selectmen noted correspondence from Building Inspector, Edgar A. Phaneuf, Jr. regarding alleged zoning and building code violations on property owned by Frank J. and Lena A. Rossi at the intersection of Break Neck Hill Road and Route

9 in Southborough. Selectmen voted unanimously to have the Town Counsel pursue this matter as soon as possible.

9:30 p.m. VOTED: to adjourn the meeting.


.....
Thomas W. McAuliffe, Chairman
Board of Selectmen

1/p

MINUTES OF MEETING
BOARD OF SELECTMEN

January 30, 1979

Present: Chairman Thomas W. McAuliffe; Sel. Paul R. O'Connell, Jr.; Sel. Donna L. McDaniel, Administrative Assistant John A. Lundblad.

7:30 p.m. The Selectmen met with William Dearstyne, Massachusetts Electric Company; approved a request for a pole on Parkerville Road.

8:00 p.m. Selectmen met with the Elected Officials Salary Committee; all members were present. The Board reported that they had waited eleven years to reclassify this salary. They reviewed other towns, met with local officials and recommended the following:

| | | | |
|-------------------------|------|------|-------------|
| Moderator | 25 | 25 | |
| Town Counsel | 1800 | 5000 | (Most Work) |
| Board of Selectmen | 2100 | 3000 | |
| Board of Assessors | 4000 | 6000 | (Most Work) |
| Board of Health | 300 | 450 | |
| Water Commissioners | 300 | 450 | |
| Conservation Commission | 75 | 150 | |
| Tree Warden | 25 | 25 | |

8:30 p.m. Meeting with Town-wide Drainage Study Committee member Grant Waite. Members to present: Capital Budget- Ralph Ellis, Grant Waite; Board of Health, Timothy

10:00 p.m. Stone, Philip Mauch; Planning Board - Paul e Brefka, Margit Donath, Patricia Capone, James Denman; Conservation Commission - Charles Self, Delia Mulvaney, Brian Mauro, Richard Upjohn, Fred Douglas, Inga Tufts, George Killam and Secretary Janice Conlin; Advisory Committee Chairman Ann Dockstader. The Selectmen reviewed three articles which were going to Town Meeting for drainage work:

1. \$60,000 request for Clifford Street to serve two areas, a double watershed, one on Parkerville Road out toward Middle Road, back as far as the Neary School driveway which is the other direction, would go back toward the reservoir.
2. \$15,000 for Southville Road near Woodbury Road to correct a system which is already in place.
3. \$50,000 for Latisquama Road from the high point to White Bagley intersection and the M.D.C.

Citizen petitions were also received from High Street and Parkerville Road. However, specific funding data is not available for those, so rough estimates were made based upon the '59 Drainage Study. Mr. Boland had estimated the High Street project high since he did not have a clear understanding of exactly where the water would go, either down Granuaile Road or down Main Street toward Ward Road, depending upon the hydraulics. The '59 Drainage Study had made a clear recommendation but the construction of 495 had changed the flow of water. He estimated a \$5,000 engineering cost, \$50,000 construction cost, regarding Parker ville Road. The request was made for work to be done from Middle Road to at least the Mass Pike. A flat area is easily flooded and the problem is especially critical. Highway Supt. Boland felt that if the system could go into the

existing system near the school it would be \$30,000. However, if that would be too much capacity, and that system would have to be rebuilt, they would be talking \$85,000.. It is his feeling that if an acceptable updated study had been put together a number of years ago, he would have better data and be able to give firmer figures on issues such as this. He would like to see such a study updated. Sel. O'Connell asked if the range of that updating would be between \$10,000 and \$15,000. Mr. Boland felt that it would. He asked whether that study could also be used in dealing with sub-divisions for the Planning Board, for the Board of Health with new home construction in the name of the Conservation Commission. Delia Mulvaney felt that it would be a valuable tool. Last year the estimated cost was around \$20,000. Fred Douglas felt that it couldn't be done for those figures; the aerial run for the town alone would cost that kind of money. Mr. Mauch and Dr. Stone felt that it would be useful to have a drainage study. Mrs. Donath asked if the study could be used to assist in compelling sub-dividers to bring the drainage farther down toward existing systems. Mr. Boland indicated that he did not know; Mr. Brefka stated the specific example of the Pine Hill sub-division and felt that the money would be better spent to have a town engineer on the payroll full time. Mr. Boland felt that the town could use a town engineer, but that it would still be valuable to have these plans. Selectmen approved Highway Supt. Boland's request by unanimous VOTE to at least get some estimates. Mr. Killam asked whether the three projects proposed by Mr. Boland consider future growth. Mr. Boland indicated that in the case of Southville and Clifford Roads it did; in the case of Latisquama, there was no need to plan for further growth, that existing conditions had not changed. Sel. McDaniel asked if any money would be saved doing the total plan and putting off the detail work. Mr. Boland indicated that it would not. Sel. McDaniel asked if the town has a brook clean-up program and if a clean-up program were initiated in the event that we did not have one, would that minimize some of these drainage problems. Mr. Boland indicated that we did not have a plan and that, yes, it would assist but would not solve all problems. Mr. Waite felt that the study is only useful if we do a town-wide approach and fund the construction. Mrs. Dockstader asked Mr. Boland whether, in light of a possible town-wide study, whether we should go ahead with a one year capital program; Mr. Boland indicated in the affirmative. Conservation Commission members Killam and Douglas both stated that they felt that the study should include brooks, streams, and include a full fly of the town. Sel. O'Connell stated that that sounded more like \$75,000 or \$50,000; all parties agreed. Consensus of the meeting was to follow up and get estimates on a study. Sel. O'Connell stated that the Board would get its feelings together on this issue and mail it out to all members present; to try and get more information on cost, date, etc. Mr. Boland indicated that he would appreciate knowing what all the members of various boards present at this meeting felt about this issue in writing before he wrote specs to go out and get bids.

The Board recessed until 10:30 p.m.

10:30 p.m. The Board considered the request by Mr. Boland for Clifford, Southville
to and Latisquama Roads. The Board requested the Town Counsel to prepare
11:15 p.m. a written answer on Southville Road as to whether the Town would need
to carry out such replacement. Sel. O'Connell stated that he would
prefer to see Latisquama done as a sole article, unless Southville had
to be done. Chairman McAuliffe preferred to see Clifford and Latisquama; Sel.
O'Connell preferred not to spend the money on a survey, but rather on the construc-
tion. Chairmam McAuliffe agreed that construction should go ahead, but would like
to see the survey in both roads done this year; no consensus was reached.

11:15 p.m. The Board discussed the Fair Grounds - Southborough/Marlborough
Trotting Park. Chairman McAuliffe wanted the issue reviewed by the
Town Counsel.

VOTED: to grant to Massachusetts Electric Co. permission to erect one pole on Turnpike Road (Pt. 9) at the following location:

Beginning at the intersection of Deerfoot Road then extending 1692 feet westerly to pole #132 Turnpike Road then extending 119 feet southerly to pole #132-1 Turnpike Road to support pole #132 Turnpike Road.

CORRESPONDENCE

STATE DPW

Letter to Henry C. Holmes, P.E., District Highway Engineer, DPW, 403 Belmont Street, Worcester requesting that the District Office examine the speed limit zones for ten roads in addition to the seven previously acted upon. They are: Flagg Road, Deerfoot Road, Clifford Street, Marlboro Road, Cordaville Road, Latisquama Road, School Street, Newton Street, Mt. Vickery Road, intersection of Route 30 to the intersection of Route 9; from the intersection of Route 9 to the intersection of Parkerville Road.

cc: Police Chief Francis Mattioli, Highway Supt. John Boland

Letter to Henry C. Holmes, P.E., District Highway Engineer, DPW, 403 Belmont Street, Worcester, updating correspondence of February 6 as concerns speed regulations on certain residential roads in the Town. A speed analysis for Boston Road from its intersection at East Main Street to the intersection of Framingham Road at the MDC causeway should be placed with the other list of streets in need of speed regulation updating.

cc: Police Chief Francis Mattioli, Highway Supt. John Boland

Letter to Dean P. Amidon, Commissioner, DPW, 100 Nashua Street, Boston requesting that the Massachusetts Department of Public Works consider initiating a design on at least two of the intersections detailed in the Town's Areawide TOPICS Plan List. Specifically, the Board requests consideration of the suggested improvement and to consider re-evaluation of the following locations detailed in the Plan:

Location 5 - Boston Road (Route 30), Firmin Ave., Willow St. and Valley Rd.

Location 7 - Cordaville Road (Route 85) and Woodland Road.

Location 8 - River St. (Route 85), Cordaville Road (Route 85), Southville Road.

cc: Highway Supt. John W. Boland, Robert Vanni

TOWN DEPARTMENTS

Board noted January 29, 1979 letter to Fire Chief from George Mooney, 35 Highland Street advising that he will retire his position as a Firefighter effective April 21, 1979.

Board noted January 26, 1979 letter from Sarah J. L'Hereaux, Chairman, Southborough Youth Commission submitting the name of Carolyn Connors, 1 Pinecone Lane, as a candidate for appointment to the Youth Commission as a seventh member. Board then VOTED to appoint Carolyn Connors. Term: Exp. 7/1/81.

DATA GENERAL

Letter to William Bowen, Mass Electric Co., 82 Florence St., Marlborough re recent conservation concerning request from Data General Corporation for a street light at the intersection of Coslin Drive and Turnpike Road (Route 9). The Board of Selectmen authorizes Mass. Electric to erect a 400 watt, 22,000 lumen mercury vapor street light or any other street light which Data General Corporation desires on this pole.

cc: Mike Murphy, Data General, Route 9, Westboro, MA 01581

MAPC

Letter to The Honorable Joseph D. Early, Washington, D.C. asking questions concerning the MAPC's 208 Plan, once approved by the Federal Government, and long range affects upon the Town.

LICENSES

Certified Letter (#746808) to Ralph E. Parsons, 76 Wethersfield Road, Bellingham, MA 02019 re his request dated January 29, 1979 for an all alcoholic Retail Package Goods Store license for 90 Southville Road. The Selectmen reviewed this request and advised that the Town's allotment of licenses is filled at this time. (The Town is entitled to two licenses under Section 15 Chapter 138 regarding the sale of all alcoholic beverages in package stores.) Selectmen will allow him to withdraw this request or to deny this application, whichever he prefers.

TOWN BOARD

Letter to Philip Mauch, Chairman, Board of Health re the request of Thomas Cordle, 249 Hollis Street, Holliston before the Board of Health for a determination in regard to sewerage capacity for the single family dwelling at the corner of East Main Street and Framingham Road. The Administrative Assistant informed Mr. Cordle that if adequate septage capacity is available or could be made available on site, that he would have to apply for Site Plan approval as concerns the use of the structure, parking, lighting, screening, signs, etc.

cc: Thomas Cordle.

Selectmen signed the following Treasury Warrants:

| | | |
|----------------|------------|---------------------------|
| TW # 97 for \$ | 18,930.73 | |
| TW #100 for | 200.00 | |
| TW #101 for | 405,429.25 | |
| TW #102 for | 92,732.56 | |
| TW #103 for | 162,159.23 | |
| TW #104 for | 5,950.00 | |
| TW # 16 for | 100,000.00 | (Federal Revenue Sharing) |
| TW # 17 for | 10,923.37 | (Federal Revenue Sharing) |

11:35 p.m. VOTED to adjourn the meeting.


John A. Lundblad, Administrative Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN
Tuesday, February 6, 1979

- 7:30 p.m. Present: Chairman Thomas W. McAuliffe; Selectman Donna L. McDaniel; Selectman Paul R. O'Connell, Jr.; members of the Personnel Board, Chairman Janice Fletcher, Barry Silver, Andrew Mandel and Secretary Eleanor MacLauchlan; Administrative Assistant John A. Lundblad.
- 8:15 p.m. Selectmen met with the Personnel Board.
- 9:05 p.m. Selectmen went into Executive Session to discuss the Salary Administration Plan and Collective Bargaining. There were no votes.
- 10:30 p.m. Meeting adjourned 10:30 p.m.

The above information was taken from John A. Lundblad's notes.

CORRESPONDENCE

TOWN BOARDS

Letter to Delia Mulvaney, Chairman, Conservation Commission enclosing correspondence from the U. S. Department of Housing and Urban Development concerning the 100 year flood zone for the industrial zoned property south of Rte. 9 and west of Deerfoot Rd.

ZBA Amendment to the finding of Fact and Decision on the petition of Dr. Dominic Merloni, 11a, Lot 6, Bigelow Rd. The variance which was granted on September 11, 1978 was intended to grant a variance to Lots 6A, 6B, and 6C as shown on said plan as each of said lots has less than the necessary frontage upon a public way.

Board noted February 1, 1979 letter to Board of Water Commissioners from Vahan Sarkisian, Borough Corporation, Milford, MA advising that four months have passed since any water mains have been put in his subdivision off Marlboro Rd. At that time he was to receive a study concerning the pressure and size of the water mains to be used, and at this date has not yet received the information. ("Wolfpen Subdivision")

INSURANCE

Letter to Ann Dockstader, Chairman, Advisory Committee re the increase in the Workmen's Compensation policy which will cause an adjustment in the recently submitted budget for the Insurance Account. The projected budget for 79/80 will have to be increased from \$11,000 to \$16,000 for Workmen's Compensation. This increase will reflect a change from \$137,105 for the grand total for the budget to \$142,105.

TOWN DEPARTMENTS

Police and Fire. Letters to Police Chief Mattioli and Fire Chief Brock re centralizing the dispatching function for their respective departments. They were advised that the cost of duplicating on a much simpler basis the visual alarms which are recorded in the Fire Station from St. Mark's, Fay School and a number of commercial buildings in Town, would be relatively small since the work could be done by New England Telephone and the console itself could be purchased at a minimal price.

Letter to Highway Supt., John W. Boland requesting that he contact Mr. James Denman, 42 Flagg Rd. as concerns a drainage problem on his property and assess the situation.

WORCESTER COUNTY RETIREMENT

Letter to Michael J. Donoghue, Treasurer, Court House, Worcester re the ever-increasing County Retirement Assessment for the Town. The Board of Selectmen and the Advisory Committee requested a detailed breakdown of the actual expenditures which will be made from the \$129,330 assessment which has been determined for the Town.

APPOINTMENTS/RESIGNATIONS

Letter to Henry E. Wingate, 19 Gilmore Rd. re his letter of January 31, 1979 expressing his interest in being appointed a member of the Southborough Conservation Commission. He was advised that there are no vacancies at the present time; however, the commission does encourage Associate Membership and he could contact Delia Mulvaney, Chairman, if interested.

ZONING PERMITS

GRANTED - Zoning Permit to John Bartolini for 128 Deerfoot Rd., Lot #A, single family residents.

FEDERAL AGENCY

Board noted February 2, 1979 letter from Congressman Joseph D. Early, attaching a copy of the Proposed Rules for Programs under Titles I, II VI and VII of the Comprehensive Employment and Training Act.

DATA GENERAL

Board noted January 25, 1979 Traffic Control Signal Permit #B-1519(a) for Data General Traffic Light located at Rt. 9 - Crystal Pond Rd. submitted by V. J. Cantone, P.E., Traffic Engineer, DPW.

COMPLAINTS/REQUESTS

Certified Letter to Harry Feldman, Box 581, Hopedale, MA 01747 re the facility owned by Mr. Feldman at 2 Woodland Rd. which is being occupied by an auto body, auto repair, reconditioning operation in apparent violation of the zoning by-laws of the Town. Complaints have been also made from neighbors in the immediate vicinity of all-night repair operations. The Town ordered Mr. Feldman or his tenants to cease and desist all operations in this building until and unless all zoning requirements have been met.

STATE AGENCIES

Certified letter to Thomas Ross, Division of Conservation Services, Executive Office of Environmental Affairs, Boston, MA 02202 re the meeting held on January 24, 1979 at which time the City of Marlboro informed the Board of a possible purchase of land located in Southborough using Division of Conservation Services "Fund" as a source of revenue. The Town was not included in any preliminary discussion by and between Marlboro and Mr. Ross's Agency. The Board requested copies of all documents by and between the City of Marlboro and the Division of Conservation Services, ("Marlborough Trotting Park")

Selectmen signed the following Treasury Warrants:

| | | | |
|---------|--------|-----------|---------------------------|
| TW #105 | for \$ | 19,140.91 | |
| TW #106 | for | 25,157.54 | |
| TW #107 | for | 18,776.93 | |
| TW #108 | for | 140.00 | |
| TW # 18 | for | 36,000.00 | (FEDERAL REVENUE SHARING) |

10:30 VOTED to adjourn.

j

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, February 13, 1979

Administrative Assistant John A. Lundblad's final minutes are not available at this time.

CORRESPONDENCE

TOWN DEPARTMENT

Board noted February 13, 1979 letter from Fire Chief Brock advising that monies are not available this year for matching funds toward the purchase of an ambulance according to the Director, Mr. Colleton, of the Governor's Highway Safety Department; therefore, Chief Brock will proceed with the monies available.

Board noted February 12, 1979 letter from Fire Chief Edward F. Brock advising that David J. Dockstader, 260 Parkerville Rd. and Stephen N. Foley, 11 Weybossett Ave., Framingham have been hired to begin work for the Southborough Fire Department effective February 18, 1979. Firefighters Daniel F. Brock and Stephen N. Foley will be attending the seven week firefighter recruit class at the Mass. Fire Fighting Academy beginning the week of February 18th.

Letter to Peter A. Goddard, South Middlesex Chamber of Commerce re his February 8, 1979 letter concerning the traffic problem in the area surrounding the Framingham Industrial Park. The traffic problem areas, selected by the Mass. DPW are:

Route 9 at California Avenue

U-Turn at intersection of Route 9 and the Route 30 cutoff

Boston Road at intersection of Route 30 and Willow Street

New York Avenue at Pleasant Street (Route 30)

The Board of Selectmen expressed a major interest and further requested that it be given proper notice of all future meetings of this local task force. The Board requested detailed plans of all proposed changes in this area. Highway

APPOINTMENTS/RESIGNATIONS

The Board unanimously VOTED to appoint the following as members of the Ad Hoc Committee to Study the Sale of the Old Fire Station (5 Main Street):

Sherman H. Ball, 4 Boston Road; Paul R. O'Connell, Jr., 75 Sears Road; George D. McClelland, 12 Reservoir Drive; Russell B. Millholland, 35 Woodbury Road; Paul e Brefka, 196 Cordaville Road; Edgar A. Phaneuf, Jr., 171 Middle Road, (term to expire end of May 1979).

Board noted January 31, 1979 letter to Town Clerk Berry from Deborah M. Pearse submitting her resignation as a member of the Capital Budget Planning Committee effective immediately.

SITE PLAN

re: 268 Turnpike Road. Letter to Harold L. Lotto, Presidnet, Cabot Construction Co., Inc., P.O. Box 656, Lexington, MA 02173 re the vote of the Board approving his February 9 request for a Site Plan Hearing (building and land formerly referred to as Map #27 Lot #5). The Selectmen are willing to schedule the Site Plan Hearing without further zoning action through the ZBA.

TOWN BOARD

Board noted February 13, 1979 letter to Robert Gambell, 1011 High St. Bridgewater, MA from Ch. Mulvaney of the Conservation Commission advising that a letter has not yet been received stating that a culvert will be installed as per requirements set by the Highway Supt., John W. Boland under the driveway on Lot #9 Valley Road. A Zoning Permit will not be issued until this requirement is met.

ZONING BOARD OF APPEALS

ZBA GRANTED January 29, 1979 the petition of Anthony P. and Mae Angelico, 18 Central Street with respect to a variance from the minimum year dimension requirements for their existing house and wood canopy with the restriction that Lot #1-A is acquired by the Petitioners in order that the house in question is entirely on the Petitioners' property.

LICENSE/PERMITS

Selectmen granted to the Democratic Town Committee c/o Paul J. Berry, a Special License for the sale of wines and malt beverages only, at Reinke Building, Middle Road, from the hours of 6 p.m. to midnight on Saturday, February 24, 1979.

Selectmen signed the following Treasury Warrants:

| | |
|----------|------------------|
| TW # 109 | for \$ 89,340.91 |
| TW # 110 | for \$ 27,987.07 |
| TW # 111 | for \$ 61,232.70 |
| TW # 112 | for \$ 77.98 |

John A. Lundblad, Administrative Assistant

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

Wednesday, February 14, 1979

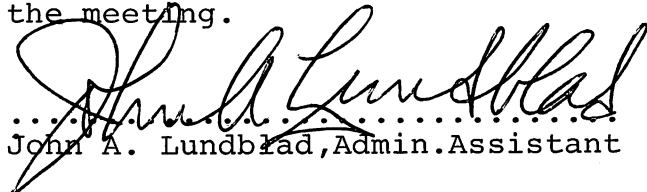
Present: Chairman Thomas W. McAuliffe, Sel. Paul R. O'Connell, Jr., Sel. Donna McDaniel, Paul e Brefka, Sherman Ball, Edgar A. Phaneuf, Jr., William Greymont, Admin. Asst. John A. Lundblad and members of the press.

5:00 p.m. Chairman McAuliffe read the advertisement published in the Boston Globe concerning the sale of the Southborough Fire Headquarters. Three Bids were received. Those Bids were from:

- 1) Trustees for the Firehouse Preservation Trust Deborah M. Pearse, Trustee. Bid of \$60,000 for the purchase of the Fire Station Headquarters. Renovation of \$120,000 in Phase I, no cost figures for Phase II. Type of facility anticipated would be retail space with men's, women's and children's apparel, gifts, shoes, hardware, etc. and/or office uses, legal, accounting, regional offices, secretarial services, printing or other similar activities.
- 2) John A. Bartolini - Bid price \$47,750. Repair and renovation costs \$75,000. Type of facility office/commercial building to house Insurance Company, Bank and/or similar operations providing prime retail office space. In the case of the submission by Firehouse Preservation Trust and John A. Bartolini no plans, financial statements were presented.
- 3) Wilma Realty Trust - Purchase price of \$63,750. Development cost of \$132,253. Wilma Realty Trust suggested use for this building was hardware stores and/or convenient food store. It was noted that verbal agreements have been reached with the convenient food store, but no written contracts have yet been executed. The submission by Wilma Realty Trust contained full sets of drawings, financial statements and other requirements specified in the specifications.

Selectmen referred these Bids to the Special Committee (ad hoc) to review these proposals.

5:12 p.m. VOTED to adjourn the meeting.


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John A. Lundblad, Admin. Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN
Tuesday, February 20, 1979

Administrative Assistant John A. Lunblad's final minutes are not available at this time.

CORRESPONDENCE

TOWN DEPARTMENT

Board noted February 14, 1979 letter to Brian A. Bogosian, Legislative Asst., Joint Committee on Taxation, Boston from Town Accountant Elaine Hinckley enclosing a summary of the Town's fiscal year 1979 municipal budget.

Letter to Phyllis Self, Chairman, School Committee re the existing problem with school buses on State Route 9. The Board of Selectmen advised that they would be willing to work with the School Committee in trying to make these State Agencies more responsive to the needs of the Town's school children.

Certified Letter to Deborah M. Pearse, Trustee for the Firehouse Preservation Trust, 14 Main St., advising that her bid for the proposed sale of the Fire Station site does not include all of the items referred to in the Guidelines Prospective Developer's Manual. Missing information must be provided within 5 days after receipt of this letter.

Letters to Ruth C. Johnson, Treasurer/Collector and Elaine M. Hinckley, Accountant informing them that Edward F. Brock has resumed his full responsibilities as Fire Chief and Director of the Civil Defense Department effective February 9, 1979.

Letter to D. L. Mulit, Vice President, Marketing, Chevron U.S.A., Inc., P.O. Box 7643, San Francisco, CA 94120 confirming correspondence of February 1, 1979 as concerns the Town of Southborough's gasoline allocation for the coming months. It is the intention of the Town to continue to hold the line on petroleum produce usage through the current fiscal year and throughout next fiscal year as well. Highway.

Letter to Abe Breitborde, Modern Manufacturing Inc. of Worcester, Brussels St./P.O. Box 38, Worcester, MA 01613 acknowledging his correspondence dated February 1, 1979 to Edgar A. Phaneuf, Jr., Building Inspector. The contract between the Town and Modern Manufacturing Inc. for the installation of 43 white storm panels shall be amended to include the picture windows as per sample. The new contract price shall be \$3,977.22 as per bid of February 1, 1979.

TROTTHING PARK

Letter to Senate Majority Leader Daniel J. Foley thanking him for attending the Board's meeting on the 20th of February. The Board sent under separate cover, a copy of a letter requesting Secretary of Environmental Affairs John Bewick to intervene on behalf of the Town, to place the funds for the purchase of the Marlborough Trotting Park in escrow until and unless a complete environmental and procedural review have been made of this matter. The Board requested that Senator Foley support its position and speak with Secretary of Environmental Affairs, John Bewick's office in regard to the Board's request.

Letter to Representative Joseph Navin advising that, under separate cover, he was delivered a letter from the Admin. Asst. to Secretary Bewick of the Executive Office of Environmental Affairs. The Board strongly urged Rep. Navin to support the request made by the Selectmen to place the funds already allocated by the State for this project in an escrow account so that all concerns can be resolved prior to the purchase of the land (the so-called Trotting Park located in Marlborough and Southborough).

Letter to John Bewick, Secretary, State Environmental Affairs, Boston re the request of the Board of Selectmen that he immediately cause an investigation be made of the grant from the Commonwealth through the Division of Conservation Services under the Urban Self-Help Grant Program to the City of Marlborough. The Board also requests that the funding approved for the purchase of the so-called Parcel V (Trotting Park) in the grant application by the City of Marlborough be placed in an escrow account until several issues can be resolved.

Board noted February 14, 1979 letter from D. Thomas Ross, Coordinator, State & Municipal Recreation Programs, Division of Conservation Services, Boston, acknowledging receipt of the Board's February 7th letter re the purchase of land lying partially in Southborough by the City of Marlborough. Although the City of Marlborough did not express their intention to acquire land to the Board prior to applying for funds, the Massachusetts Supreme Judicial Court has ruled that a municipality may acquire land in another town for municipal purposes. It would appear to be legal for the City of Marlborough to acquire property in the Town of Southborough for park or recreation purposes.

Board noted February 13, 1979 letter from Myra and Warren Meier, 10 Stowe Rd., abutters to the Trotting Park, offering reasons why they oppose the City of Marlborough's proposal to turn the area into a soccer field and recreation area.

FEDERAL AGENCIES

Board noted February 9, 1979 letter from Joseph D. Early, Congressman, re questions the Board of Selectmen has raised pertaining to EPA policies and procedures in regard to 201 studies and 208 recommendations. Cong. Early advised that he forwarded the Admin. Asst's February 6 letter to the EPA Regional Office so that a response could be framed to the Board's questions. A reply from EPA will be forwarded to the Board from Cong. Early in the near future.

Letter to Congressman Joseph D. Early, 1032 Longworth House Office Building, Washington, D.C. 20515 enclosing a request from the U.S. Department of Housing and Urban Development in Boston as concerns a grant which the Town of Southborough received in the late 1950's. As this storm drainage survey was never implemented, the Board of Selectmen requested how to remove the Town's obligation for \$15,964.98.

FLOOD HAZARD

Letter to Charles B. Swartwood III, Mountain, Dearborn & Whiting, 370 Main St., Worcester, enclosing correspondence from Admin. Asst. Lundblad to Edward Thomas, the Regional Administrator of the Federal Flood Insurance Program, requesting that the precise limits of the Federal Flood Hazard Zone be delineated and/or the precise elevation of flooding be examined and documented for the benefit of Mr. Swartwood's client. Also enclosed was a description of the parcel known as Trotting Park located in Southborough and Marlborough which is the most accurate representation the Town has based upon recent investigation.

Letter to Edward A. Thomas, Regional Director, Federal Insurance Administration, U.S. Dept. of Housing & Urban Development, Boston requesting his agency to designate the precise areas of the Flood Hazard Areas circled on the attached copies of the Flood Hazard Boundaries Map revised 8/27/76. Proposals are currently before the Board for development either for single family residential use or other use for these parcels.

CETA

Board noted February 9, 1979 Memorandum from Marlborough CETA re position request for Title II-D Public Service Employment.

Board noted February 15, 1979 letter to Building Inspector Phaneuf from William McDermott, Coordinator, Marlboro CETA, advising that the following position request has been approved:

| <u>REF#</u> | <u>Title</u> | <u>Job Name and Location</u> | <u>Amount</u> |
|-------------|--------------|--------------------------------|---------------|
| 1328 | IID | Maintenance Worker in the Town | 1 |

REGIONAL

Board noted February 15, 1979 letter from Barbara A. Smith. Executive Director, Marlborough-Westborough Chapter, Massachusetts Assoc. for Mental Health, Marlborough, advising that the Chapter is transferring its activities to a new independent nonprofit corporate structure, the Mental Health Assoc., Marlborough-Westborough Area, Inc. Payments should be made to this corporation, effective April 1, 1979. In addition, any budget requests being made on behalf of the Clinic, the Chapter, or any of its affiliated programs for

Fiscal Year '80 should be through the Mental Health Assoc., Marlborough-Westborough Area, Inc.

STATE AGENCY

Board noted February 14, 1979 letter from Joseph M. Navin, Representative advising that he has been attending the South Middlesex Area Chamber of Commerce meetings. At the last meeting the problem of traffic in the Industrial Park area was discussed and this will be the main issue worked on by SMACC this year.

SUDBURY RIVER

Board noted February 9, 1979 letter from Richard E. Kendall, Dept. of Environmental Management, Boston advising that part of the Sudbury River has been proposed for designation as Scenic & Recreational Rivers. Among the 180 nominated, however, no portion in Southborough was designated. Although the very upper portion of the river, in the swamps, was undeveloped, the segment was not long enough for designation.

MDC

Letter to Commissioner John F. Haggerty, Metropolitan District Commission, Boston re three major issues of mutual concern which have been examined by the Town and the MDC without resolution. The Board requested review of these matters which are 1) construction of a storm drain on Meadow Lane 2) the request of Mr. Kallander of Meadow Lane to construct a storage building on a golf course owned by Mr. Kallander off Valley Road, and 3) the traffic safety problem on Northborough Rd. in the vicinity of the bridge over the aquaduct. The Board requested a meeting between Commissioner John Haggerty and Admin. Asst. Lundblad or Town Counsel Frederick Busconi to discuss these matters in the near future.

LEGAL

Letter to Chesley Oriel, Esq., Framingham Law Assoc., 1 Pleasant St., Framingham Centre, MA 01701 advising that all future correspondence in the case of Nancy Peck vs. the Town of Southborough should be sent directly to Town Counsel, Frederick A. Busconi, 3 Center Plaza, Boston, MA 02108.

LICENSE/PERMITS

Letter to Stephen E. White, Director of Operations, Plywood Ranch Industries, Inc., 112 Commerce Way, Woburn, MA 01801 advising that the Board voted unanimously February 20, 1979 to permit a 32' trailer to be parked on the premises with the following conditions:

1. That this is a temporary situation soon to be made unnecessary when the site plan has been approved and all building permits are issued.
2. Permit shall be valid for 30 days - may apply for an additional 30 day permit.
3. That the sanitary facilities in the main retail building service this office structure during this temporary state.

GRANTED: Zoning Permit to Peter and Daniel Meroni, 11 C Bigelow Rd., Lot 6C, Single Family Residence.

Zoning Permit to Jeanne Shea, 11B Bigelow Rd., Lot 6B Single Family Residence.

Selectmen signed the following Treasury Warrants:

| | |
|----------------|------------|
| TW #113 for \$ | 15,608.67 |
| TW #114 for | 23,994.22 |
| TW #115 for | 190,891.38 |
| TW # 18 for | 36,000.00 |

John A. Lundblad, Administrative Assistant

j

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, February 27, 1979

Administrative Assistant John Lundblad's minutes are not available at this time.

CORRESPONDENCE

TOWN DEPARTMENT

Board noted February 20, 1979 letter to all Police Dept. personnel advising that effective March 1, 1979 to May 1, 1979, Sgt. Harpster will be in charge of the Dept.

Building Dept. Letter to Abraham Breitborde, Modern Manufacturing Inc. of Worcester, Brussels St., Worcester formally establishing the specifications for the storm windows for the Town as follows: gauge of the material for the storm panel should be .060+ and the width of the master frames are to be 2½".

Letters to Stephen N. Foley, 11 Weybossett Ave., Framingham and David J. Dockstader, 260 Parkerville Rd., notifying them that they were appointed as permanent firefighters, Grade PS7 on the Southborough Fire Department, effective February 18, 1979.

Building Dept. Letter to Michael Whalen, 200 Woodland Rd. re the following information concerning the proposed alterations to his single family home.

- 1) The alterations described, separate bath and kitchen facilities on ground level for a relative, are acceptable so long as this structure remains a single family dwelling.
- 2) The Board of Health should be contacted concerning the addition of one bedroom and one bath facility; also necessary Building Permits must be obtained from the Bldg. Inspector.
- 3) If a separate apartment is desired within his house, with separate secured entrances and fully independent kitchen and bath facilities, a Variance with the Zoning Board of Appeals would have to be sought.

TOWN BOARD

Letter to George A. Mooney, Chairman, Southborough Cemetery Commissioners, informing him that the Board voted unanimously February 27, 1979 to authorize the Cemetery Commissioners to utilize the services of the Town Counsel regarding the reclaiming of old graves and the transfer of the Sorresso monument.

FEDERAL AGENCY

Letter to Water, Cemetery, Police, Highway, and Civil Defense Depts., enclosing February 19, 1979 letter from J. Joseph Grandmaison, Fed. Co-Chairman, New England Regional Commission, as concerns the recent Boston Globe investigative report regarding excess Fed. property. These depts. were advised to list any property not being utilized or any property for which there is no projected use and return to the Selectmen's office a description of same.

LEGAL

Certified Letter to Stephen A. Fitts, Stonegate Realty Trust Co., 118 Weston Ave., Allston, MA 02134 formally notifying Stonegate Realty that a tenant, Fafard Construction Co., 218 Turnpike Rd., Southborough, is in apparent violation of the Zoning By-Laws. (Use of a commercial structure without approved Site Plan and storage of construction equipment in a residential zone). Stonegate Realty Trust Co. was notified to "Cease and Desist" all activities relating to the storage of construction equipment in the residentially zoned area and to have a Site Plan submitted to the Selectmen's office for the Fafard Construction Co.

Certified Letter to B & B Realty Trust, 12 Oak Hill Rd., Fayville advising that, after an examination by the Building Inspector and Town Counsel of the premises at 8 Break Neck Hill Rd. (Assessors Map 37 Lot 3) and after a review by the Town Counsel of B & B Realty's previous files, their company has been found to be in violation of several sections of the State Building Code and the Zoning By-Laws. B & B was advised to immediately "Cease and Desist" from all of the violations and further, to contact the Selectmen's office to begin the Site Plan application procedure and the Zoning Board of Appeals to begin the Special Permit procedure.

Board noted February 22, 1979 letter to Town Counsel Frederick Busconi from Ch. Mulvaney, Conservation Commission requesting him to proceed to act as necessary to require Mr. Edward Priest, 60 Deerfoot Rd. to file under the Wetlands Act.

STATE DPW

Board noted February 16, 1979 letter from Henry C. Holmes, P.E., District Highway Engineer, DPW, Worcester re the request of the Town for speed zoning on various streets. A study will be conducted by the DPW and the Registry of Motor Vehicles and the Selectmen's office will be notified of their recommendations.

Re: Framingham Industrial Park. Board noted February 15, 1979 letter from Peter A. Goddard, South Middlesex Area Chamber of Commerce, Framingham, enclosing everything dealing with the traffic problems completed by the Chamber. Another meeting with Mass. DPW will take place in a few months.

LICENSE/PERMITS

Letter to Charles E. Wood, 80 Middle Rd., authorizing the erection of a temporary sign promoting a Spring Fair at St. Ann's Church over Rt. 85 near the Southborough Library. The placement of this sign should be coordinated with the Bldg. Inspector E. A. Phaneuf, Jr.

STATE

Board noted January 30, 1979 Notice from Thomas C. McMahon, Director, Water Resources Commission, Boston concerning the draft "Regulations for the Issuance of Sewer Extension and Connection Permits" and an invitation to attend and participate in the workshop to be held February 27, 1979 in the Saltonstall Office Building, Boston.

DRAINAGE

Letter to John W. Boland, Highway Supt. requesting that he meet with Mrs. Jeffrey Anderson, 178 Woodland Rd. as concerns a drainage problem.

INSURANCE

Letter to Police Chief F. J. Mattioli enclosing a bill from C.E. Williams Ins. Agency, Inc. for the 1969 Dodge Van used by the Emergency Service Unit. It was noted that the Police Department would assume the responsibility for registering, insurance and maintenance of this vehicle, unless otherwise advised.

TROTTHING PARK

Letter to Marlboro Mayor Joseph A. Ferrecchia acknowledging his letter of February 23, 1979 as concerns the Marlborough Trotting Park informing him of the Board's vote on the following Motion. Sel. O'Connell moved:

"To notify Joseph A. Ferrecchia, Mayor of Marlborough, that the Town of Southborough does not wish for him to proceed with the acquisition of the so-called Marlborough Trotting Park. It is the wish of the Town of Southborough that this funding request be suspended, and further that the City of Marlborough notify the Division of Conservation Services of this decision as soon as possible."

The above Motion was approved on a two to one vote, Sel. McDaniel opposing this Motion.

Board noted February 20, 1979 letter to Marlboro Mayor Joseph Ferrecchia, from D. Thomas Ross, Coordinator, State & Municipal Recreation Programs, Boston re the funding, through the Urban Self-Help program, of the so-called "Trotting Park" located partially in

Marlborough and partially in Southborough. The Board of Selectmen of Southborough had advised Mr. Ross's office that they had not been involved in any preliminary discussion with the City of Marlborough concerning the site and were concerned with proposed development plans. (A copy of the application and the project agreement was forwarded to the Board). Mr. Ross requested Mayor Ferrecchia's office to offer further information on the proposed use of the site to ensure compatibility with the intent of the Urban Self-Help Program.

THUG

Re: Storage of Public Records. Letter to Town Clerk Paul J. Berry re correspondence dated February 22 from Michael H. Haire, Public Records Analyst. The Selectmen have authorized the use of the Town's intern Russell Statman to catalog the records currently held in the vault. It was noted that THUG has approved the purchase of one Class A safe and is considering another one at their February 28 meeting. Also approved was the purchase of some fireproof file cabinets and the construction of a fire-retardant storage room in the basement.

SITE PLAN

Letter to Delia A. Mulvaney, Chairman Southborough Conservation Commission re the Site Plan Hearing for Williams Trailer Sales, Inc. 21 Turnpike Rd. which was clearly identified a zone within 100 feet of the brook in question. The Williams family understand that prior to regrading this area and filling the area directly adjacent to the brook along Willow Street for the display or parking area, that they would have to file for a Notice of Intent under Chapter 131, Section 40. The Site Plan serves as the zoning permit and the Selectmen have instructed Building Inspector Phaneuf to issue building permits for the activities on the upper lot under Phase I.

TOWN DEPARTMENT

Letter to Chevron U.S.A., Inc. c/o Ted Larson, Technical Sales Representative, 11 Warren Place, Framingham asking if it is possible to defer monthly allocations in the event that the Town does not take delivery of a product such as no-lead during calendar February, can it be allotted to reserve quantities for calendar March.

The Selectmen signed the following Treasury Warrants:

| | | |
|----------------|------------|---------------------------|
| TW #116 for \$ | 89,340.40 | |
| TW #117 for | 4,468.58 | |
| TW #118 for | 5,747.24 | 118A for \$ 3,007.50 |
| TW #119 for | 176,171.65 | |
| TW # 20 for | 36,000.00 | (Federal Revenue Sharing) |

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

March 5, 1979

Conference Room A

Present: Chairman Thomas W. McAuliffe, Sel. Paul R. O'Connell, Jr.,
Sel. Donna McDaniel, Admin. Asst. John A. Lundblad,
Building Inspector Edgar A. Phaneuf, Jr., Town Counsel
Frederick Busconi, and Sue Winmill, South Middlesex Daily
News.

7:01 p.m. Sel. O'Connell moved that the meeting go into
Executive Session to discuss possible litigation,
seconded by Sel. McDaniel. It was noted that the meeting
would not reconvene and would adjourn immediately after
the close of the Executive Session. When asked if any votes would
be taken, Chairman McAuliffe noted that if any votes were taken
the press would be notified after the meeting.

7:35 p.m. VOTED to adjourn the meeting.


.....
John A. Lundblad, Admin. Assistant

jal/dp

MINUTES OF MEETING
BOARD OF SELECTMEN

March 6, 1979

Present: Chairman Thomas W. McAuliffe; Sel. Paul R. O'Connell, Jr.;
Sel. Donna McDaniel and Admin. Assistant John A. Lundblad.

7:30 p.m. No appointments were scheduled this evening. The
Selectmen reviewed the Correspondence File after
signing the Warrant.

Chairman McAuliffe read a letter from Brian Mauro to
the Board of Selectmen concerning the appointment practices of the
Southborough Fire Department.

Chairman McAuliffe read a letter from Fire Chief Edward F. Brock
responding to the Selectmen's request of November 1978 concerning the
appointment procedures to be carried out. Selectmen requested that
the Administrative Assistant research the appointment procedures
and the Chief's assertion that the scores could not be released due
to some privacy act problems. The Administrative Assistant is to
answer these questions as quickly as possible. After the Selectmen
review that, then a meeting will be scheduled with the Chief and
perhaps with Mr. Mauro if he so desires.

Sel. O'Connell indicated that in reviewing the Massachusetts
Municipal Association's Beacon there was a small article regarding
challenges of valuation. Since the revaluation of the Town's real
property became effective during the current fiscal year, it appears
that the increases in the Town's assessed valuation will adversely
affect reimbursement and the assessments for State, Regional and
County governments. Selectmen requested the Administrative
Assistant to research this matter and to establish a timetable so
that the Selectmen could determine what their appeal possibilities
are.

Selectmen nominated Sereno Johnson Animal Inspector, as moved by
Sel. McDaniel, seconded by Sel. O'Connell and APPROVED by unanimous
voice VOTE of the Board of Selectmen.

Selectmen proclaimed Girl Scout Week, March 11 through March 18, 1979.

Selectmen read correspondence regarding the resignation of Donald R.
Banks from the Southborough Housing Authority and from the
Republican Town Committee. Regarding the Housing Authority the
Selectmen unanimously agreed that the appointment should not be
made to fill this vacancy because it is possible to have it put on

the ballot for the Town Election. The position is to be forwarded to the Housing Authority for its consideration.

TOWN DEPARTMENTS

Board noted March 4, 1979 letter from Fire Chief Edward F. Brock listing a detailed analysis of the procedures employed in the determining of the nine finalists for the position of firefighter on the Southborough Fire Department.

Letter to Edgar A. Phaneuf, Jr., Building Inspector, re the renewal of a temporary trailer storage permit to Lee Kavanaugh, 8 Middle Road. The Building Inspector is to check with Mr. Kavanaugh and determine if what he is seeking permission for is an oversized dumpster or if it is for a trailer to store his household goods as originally agreed upon.

Letter to Donald Dillman, Chairman, Planning Board enclosing correspondence to Town Clerk Paul J. Berry scheduling the Layout Hearings for the street acceptances of Banfill Lane, Fairview Drive, New York Avenue and Learned Street. The Hearing is scheduled for 7:30 p.m., Tuesday, March 27, 1979 in the Hearing Room, Second Floor, Town Hall Offices.

Memorandum to the Board from Administrative Assistant, re property owned by John and Marguerite Bartolini at 12 East Main Street, as concerns zoning and building violations noted by Building Inspector Phaneuf.

Assessors - Letter noting that Fiore L. and Barbara Iodice, 223 Fountain Street, Framingham, Massachusetts are the record owners of property at 2 East Main Street, Southborough. Said property comprises a wood-framed gasoline station, .14 acres of property, together with pumps and tanks necessary for this service station operation.

Letter to Sergeant William Harpster requesting a full investigation of the complaint that a citizen requested an officer to investigate a hit-and-run accident and no officer was available for this activity; as noted in correspondence of March 4 from Officer Evangelous representing the Southborough Police Association. Letter to Officer Ralph Evangelous, re his March 4th letter, re this matter.

Letter to David C. Johnson, Nutter, McClennen & Fish, 600 Atlantic Avenue, Boston advising that the Town of Southborough does not at this time have rules and regulations pertaining to self-service stations. Fire Chief Edward F. Brock should be contacted in the event that Mr. Johnson's client intends to convert an existing station from full-service to self-service. Chief Brock should also be contacted if the client is interested in converting another structure to a self-service gasoline station, or building a station on undeveloped land; the necessary zoning approvals should be obtained through the Selectmen's Office.
cc: Fire Chief Edward F. Brock.

TOWN DEPARTMENTS (cont.)

Memorandum to Board dated March 6, 1979, re Zoning and Building Complaints at 8 Break Neck Hill Road against Leo and John Bartolini.

TOWN BOARDS

Thomas W. McAuliffe, Chairman of Board of Selectmen signed Proclamation March 5, 1979 proclaiming Girl Scout Week in Southborough March 11 - 17.

Letter to Russell B. Millholland, Chairman, Industrial Development Commission enclosing correspondence from the Department of Community Affairs regarding the commercial incentives program.

Letter to Kennedy Shaw, Executive Director, Mass. League of Cities and Towns, 131 Tremont Street, Boston, MA 02111 advising that the Board of Selectmen and the Advisory Committee are interested in the possibility of establishing a Pension Fund for town employees under town control. It was requested that a copy of the League's proposal and any other pertinent information regarding establishment of local retirement systems be sent to the Selectmen's Office. cc: A. Dockstader, Advisory Committee Chairman.

COMPLAINTS

Board noted February 21, 1979 letter from Brian C. Mauro, 2 Foley Drive, re the procedure used for appointing permanent firefighters in the Town of Southborough, feeling that he has been unjustly passed over in the recent appointment.

ZONING PERMITS

VOTED to update Zoning By-Law Permit for James P. Murphy, 14 Bantry Road, Lot #98, Single Family Dwelling.

APPOINTMENTS/RESIGNATIONS

VOTED to nominate Sereno W. Johnson, 120 Northborough Road, as Inspector of Animals. Nomination then sent to Director of Animal Health, Dept. of Agriculture, Boston for approval. cc: Bd. of Health

Board noted March 1, 1979 letter from Donald R. Banks, Sr., Bennett Road, Box 323, Freedom, New Hampshire 03836 advising of his resignation from the Republican Committee as he is no longer a resident of the Town.

cc: Paul Berry, Town Clerk; Robert Dumont, Strawberry Hill Road

Board noted March 5, 1979 to the Commonwealth of Mass., Dept. of Community Affairs, Boston from Town Clerk Paul J. Berry advising that on March 3, 1979 Mr. Donald R. Banks, Sr., formally of 36 Fisher Road (whose term was to expire in May 1983) resigned as a member of the Southborough Housing Authority.

APPOINTMENTS/RESIGNATIONS (cont.)

Board noted March 1, 1979 letter from Donald R. Banks, Sr., Bennett Road, Box 323, Freedom, New Hampshire 03836 advising of his resignation as of March 3, 1979, as a member of the Southborough Housing Authority.

Letter to David Taylor, Chairman, Southborough Housing Authority, re the resignation from the SHA of Donald R. Banks, Sr., (whose term was to have expired May 1983). The Town Clerk has notified the Selectmen's Office that Mr. Banks' position will be on the ballot for the May Town Election. Although there is a provision for an election to fill this vacancy, the Board of Selectmen would prefer not to fill the vacancy for this short period of time between now and the annual Town Election in May.

ROUTE 9 TRAFFIC LIGHTS

Board noted March 5, 1979 letter to Chief of Police Francis J. Mattioli from Town Clerk Paul J. Berry enclosing copies of traffic sign permit No. B-313 for the erection of a yield sign at Route 9 and Crystal Pond Road and stop sign permit No. B-3471 covering the intersection of Route 30 and High Street.

SNOW EMERGENCY 1978

Memorandum to File - Noted telephone call received from Mr. Barrett, Business Manager of Fay School regarding the snow emergency of 1978. Fay School just received a check from the American Red Cross reimbursing them for costs during the Blizzard of February 1978.

ZONING

Memorandum to the Board from Administrative Assistant, re zoning complaints and disturbing the peace at 2 Woodland Road.

STATE AGENCY

DPW - Board noted February 28, 1979 letter from Town Clerk Paul J. Berry enclosing Special Speed Regulation No. 5022 dated February 22, 1979 for the Town Ways as follows:

Parkerville Road (Northbound and Southbound), Gilmore Road (Westbound and Eastbound), Richards Road (Eastbound and Westbound), Woodland Road (Southbound and Northbound), Central Street (Northbound and Southbound), Valley Road (Southbound and Northbound), and White Bagley Road (Northbound and Southbound).

CETA

Board noted March 1, 1979 letter to Richard Hochman, Youth Director, Fayville Village Hall from William F. McDermott, Coordinator, CETA advising that the following position request has been approved:

| <u>Ref #</u> | <u>Title</u> | <u>Job Name and Location</u> | <u>Amount</u> |
|--------------|--------------|------------------------------|---------------|
| 1366 | 11 D | Youth Worker Village Hall | 1 |

LICENSING AUTHORITY

Letter to Ralph E. Parsons d/b/a Ralph's Package Store, 90 Southville Road, re the Board's vote (unanimous) permitting him to withdraw his request without prejudice for a full liquor retail package goods store license.

GRANTED: Special License for the sale of wines and malt beverages only to F. D. Newton Veterans Fireman's Association, Inc., c/o David K. Falconi, Secretary-Treasurer, P.O. Box 359, Southborough for "Las Vegas Nite" at Fayville Village Hall, 42 Central Street, Fayville, Saturday, April 28, 1979 from the hours of 6:00 p.m. to 12 Midnight.

GRANTED: Special License for the sale of wines and malt beverages only, to Donald R. Banks, Jr., 88 Turnpike Road, Fayville, at St. Anne's Parish Hall, Boston Road, Saturday, April 21, 1979 from the hours of 7:00 p.m. to 1 a.m. Sunday, April 22, 1979.

TOWN MEETING

Letters to Boy Scout Leaders: Philip Dube - Troop 1, 114 Framingham Road; Charles Hutchinson - Troop 26, 45 Southville Road; Tom Schnare - Troop 31, 83 Turnpike Road, re utilizing the services of the three Scout Troops in Town for delivery of the Town Report, Advisory Report and other related municipal documents two weeks prior to the Annual Town Meeting. Delivery would be scheduled for the weekend of the 23rd, 24th and 25th of March.

FIRE HEADQUARTERS

Letter to Alfred W. Greymont, Trustee, Wilma Realty Trust, 743 Central Avenue, Needham, MA 02194 advising that the Review Committee (for the sale of the old fire station headquarters) has requested that several items of data be provided by 5 p.m., Tuesday, March 27, 1979 as the public hearing is scheduled for March 29, 1979 to present Mr. Greymont's proposal to the public in general as well as to various public officials, committees, boards and commissions.

Selectmen signed the following Treasury Warrants:

| | | | |
|---------|--------|------------|---------------------------|
| TW #120 | for \$ | 19,903.14 | |
| TW #121 | for \$ | 24,105.67 | |
| TW #122 | for \$ | 150.00 | |
| TW #123 | for \$ | 394,951.42 | |
| TW #124 | for \$ | 16.00 | |
| TW #125 | for \$ | 11,800.50 | |
| TW # 21 | for \$ | 100,780.05 | (FEDERAL REVENUE SHARING) |
| TW # 22 | for \$ | 130.50 | (FEDERAL REVENUE SHARING) |

8:32 p.m. VOTED to adjourn the meeting.


.....
John A. Lundblad, Admin. Assistant

jal/dp

MINUTES OF MEETING
BOARD OF SELECTMEN

Tuesday, March 13, 1979

Present: Chairman Thomas W. McAuliffe, Sel. Paul R. O'Connell, Jr.,
Sel. Donna L. McDaniel and Admin. Assistant John A.
Lundblad.

7:30 p.m. In reviewing the Correspondence File, Chairman McAuliffe instructed Admin. Assistant Lundblad to contact the County Treasurer regarding the reduction in dog money reimbursement. Chairman McAuliffe then gave a report on the budget summary for the County of Worcester. The Budget Hearing was held at the State House in Boston at 10:30 a.m. on the 12th of March and the comment of the Worcester County Advisory Committee were duly noted. One final issue regarding the County Assessments; Sel. O'Connell requested John Lundblad research the equalized valuations issue so that some sort of action could be taken after Town Meeting.

8:20 p.m. The Selectmen met with Larry Kimball regarding certain to discrepancies in the Southborough Citizens Planning Committee's Fact Book. Mr. Kimball also questioned 8:55 p.m. the technique to be utilized for coding the answers on the questionnaire. He would prefer to see the coding done by people who are not involved with the Citizens Planning Committee or who had not worked up the questionnaire.

Sel. McDaniel then reported on the financial meeting she attended at the State House. She discussed the choices between 2 1/2 legislation, exemption for school property and the tax cap. She also requested the Admin. Assistant and the Highway Supt. to look into the trash problem on Middle Road in the vicinity of the Reservoir.

10:22 p.m. The Selectmen met with the Planning Board. Members to present: Chairman Dillman, Donath, Denman, Capone, 11:20 p.m. Secretary Eleanor Stoddard. The Selectmen and the Planning Board reviewed each proposed Warrant Article at length to incorporate any change which might be necessary. Selectmen voted unanimously to accept the recommendation of the ad hoc committee to examine the proposals for the disposition of the old Fire Station. Said recommendation was to reject the bid by John A. Bartolini to purchase and renovate the Fire Station. The reason for the rejection of the bid was that the bid was below the minimum.

FEDERAL FUNDING

Letter to Donald Dillman, Ch. Planning Board, re correspondence received from the U. S. Department of Housing and Urban Development concerning 1959 Storm Drainage Grant Project No. P-MA-3040. It was felt by Admin. Assistant Lundblad that the '59 survey is totally outdated and will not be implemented since the Town is contemplating initiating a totally new drainage survey. If the Planning Board agrees, the form will be filled out as recommended by Congressman Early's office to implement the close-out procedures which hopefully will result in formally settling this claim against the Town which is now twenty years old.

FEDERAL AGENCY

Letter to Donald Dillman, Ch. Planning Board enclosing correspondence from Edward A. Thomas, Regional Director of the Federal Insurance Administration regarding a recent request that the Selectmen's office made concerning the Flood Hazard Zone on property owned by Gerald Lamy. Said property is located north of Route 30, east of Johnson Road, south of Northboro Road and west of the Aqueduct. cc: Delia Mulvaney, Ch. Conservation Commission; Gerald Lamy, 35 Lovers Lane; Eleanor Stoddard, Sec. to Planning Bd.

TOWN DEPARTMENTS

Board noted 3/6 letter to Fire Chief Brock from Building Inspector Phaneuf, re request for occupancy permit for new fire station at 21 Main Street, as follows:

1. That the items listed on the enclosed letter from the Wiring Inspector be completed in accordance with said deadlines.
2. That a suitable barrier be erected around the two fire poles to insure public welfare.
3. That a suitable barrier be erected on the second floor personnel platform to insure public welfare.

Temporary Occ. Permit to expire April 6, 1979.

Board noted March 6, 1979 letter to Building Inspector Edgar A. Phaneuf, Jr. from Wiring Inspector James A. McCaw, re the new Fire Station Occupancy Permit. The Wiring Inspector advised that he has agreed to sign an occupancy permit for the new Fire Station providing two conditions are met:

1. That all incomplete electrical work listed on the enclosed punch list be completed as soon as possible.
2. That the noted work be done in accordance with existing codes and in a neat and workmanlike manner.

TOWN DEPARTMENTS (cont.)

Certified Letter to Mr. John Bartolini, 41 Deerfoot Road, re meeting held March 6, 1979 with Building Inspector Phaneuf, Town Counsel Busconi and the Admin. Assistant Lundblad regarding the property at 12 East Main Street and certain renovations that have been undertaken to make the third level of that building into living quarters. This letter formalized the understanding reached on March 6 that the third floor room of 12 East Main Street shall not be occupied for residential use until and unless a variance is granted by the Commonwealth of Mass. to Section 126.0 of the Building Code of the Commonwealth of Mass. as concerns Board of Appeals. cc: Building Inspector E. A. Phaneuf, Jr.; Wiring Inspector James McCaw; Plumbing Inspector George Labarre, Jr.; Town Counsel Busconi; Zoning Board of Appeals: John Rego and Janice Conlin.

Board noted March 9, 1979 letter to Building Inspector Phaneuf from Hugh M. Dalzell, Trustee, H.M.D. Realty Trust, re the size of the 4'x8' sign in front of his Turnpike Road motel. He advised that he had contacted the sign company to come and remove the sign.

POLICE - Board noted March 13, 1979 letter to Richard C. Waller from William C. Harpster, Police Sgt. in Charge commending him for solving the armed robbery of the Ground Round bank messenger on February 10, 1979.

POLICE - Board noted March 13, 1979 letter to Richard L. Mattioli from William C. Harpster, Police Sgt. in Charge commending him for the excellent investigating job and court presentation given on the recent rape case.

Board noted March 7, 1979 letter from Highway Supt. John W. Boland enclosing correspondence from Whitman & Howard, Inc. regarding various proposals for a drainage study for the Town.

Letter to Town Counsel Frederick A. Busconi advising that the Water Commissioners would like him to make contact with the Framingham Lawyers' Associates regarding an accident on Route 9 and its assertion that the Town assume some sort of blame for that activity. Mr. Binder indicated that these people have been interviewed and have stated that they were not involved as alleged in the letter. cc: Board of Water Commissioners.

TOWN BOARDS

Letter to Janice Fletcher, Chairman Personnel Board, re the Board's vote of a step increase for Dorothy Phaneuf from Step 1 to Step 2, Grade 6, effective April 6, 1979; new rate: \$3.82/hour.

TOWN BOARDS (cont.)

Letter to Donald Dillman, Chairman, Planning Board enclosing two plans prepared by MacCarthy Engineering Service, Inc. for Cosmo J. Caterino and Joseph M. Linsey. The first plan No. 14,986 and dated January 13, 1970 shows a road to be owned by Caterino & Linsey through the lot currently owned by Exxon Corporation. The second plan is numbered 15,044A and dated April 27, 1970 showing an easement identified as proposed easement "B" for apparently the same roadway through the same property to the back end in question. cc: Building Inspector E. A. Phaneuf, Jr. (plus copy of plans); Russell Millholland, Ch., I.D.C., 35 Woodbury Road (plus copy of plans); John Boland, Highway Supt. (plus copy of plans).

LICENSES/PERMITS

GRANTED: to Southborough Players, Inc., Sally Jones, Producer, P.O. Box 367 - Special Licenses (One Day) for March 22, 23, and 24th for the sale of wines and malt beverages only - Benson Auditorium, St. Mark's School, 25 Marlboro Road from the hours of 7:30 p.m. to 10:30 p.m.

GRANTED: Fay School Mother's Committee, Marge Castelli, Chairman, 48 Main St., Southborough - Special License for May 5, 1979 for the sale of wines and malt beverages only - Reinke Building, Dinner-Dance from the hours of 6:30 p.m. - 1:00 a.m.

Board noted March 10, 1979 letter from William C. Harpster, Sgt. in Charge, Police Department, re his request that Mr. Mitchell M. Sthika, Manager of Muley's Food & Spirits come to the station for a meeting regarding complaint of Officer Baker (as concerns a citizen's complaint of March 9, 1979).

Letter to William C. Harpster, Sgt. in Charge, Police Dept., re his March 10, 1979 correspondence regarding Muley's Food & Spirits on Southville Road (citizen's complaint filed by Officer Baker on March 9, 1979). The Board commended the Department on its handling of this matter and wished to be informed of any additional complaints. No Hearing is needed at this time.

STATE AGENCIES

Letter to William C. Harpster, Sgt. in Charge, re correspondence received by the Selectmen from Karla J. Kelley, District Sanitarian, State Department of Public Health, as concerns lock-up facilities in the Police Station. It was requested that a program for eliminating all nine violations be forwarded to the Selectmen's office as soon as possible. cc: Karla J. Kelly, District Sanitarian; E. A. Phaneuf, Jr., Building Inspector.

STATE AGENCIES (cont.)

Letter to Kevin P. Duggan, Asst. to the Commissioner, MDC, Boston, re various issues of mutual concern to the Town and the MDC as contained in Mr. Duggan's letter of March 13, 1979 regarding Northboro Road, Meadow Lane and the drainage project on Meadow Lane (proposed 30' wide drain easement over land of the Commonwealth of Mass., MDC, Water Division). cc: Highway Supt. John W. Boland; Peter Kallander, 14 Meadow Lane.

Board noted March 6, 1979 letter from Justin L. Radlo, Chief Engineer DPW, Boston, re the Admin. Assistant's wish to be involved in all future meetings regarding traffic improvements in the area of the California Avenue/Framingham Industrial Park.

BIDS


OLD FIRE HEADQUARTERS - Certified letter to John A. Bartolini, 41 Deerfoot Road, re the Board's unanimous vote to reject his proposal for purchase, re-use and renovation of the Southborough Fire Headquarters at 5 Main Street. The reason for the rejection was that the suggested purchase price was below the advertised bid minimum.

cc: Members of the Review Committee: Sherman Ball, Paul O'Connell, Jr., George McClelland, Russell Millholland, Paul Brefka and Edgar Phaneuf, Jr.

Selectmen signed the following Treasury Warrants:

TW #126 for \$ 87,100.72
TW #127 for \$ 5,689.87
TW #128 for \$ 65,493.97
TW # 23 for \$ 39,473.20

11:48 p.m. VOTED to adjourn the meeting.


.....
John A. Lundblad, Admin. Assistant

jal/dp

MINUTES OF MEETING
BOARD OF SELECTMEN

Tuesday, March 20, 1979

Present: Chairman Thomas W. McAuliffe, Sel. Paul R. O'Connell, Jr.,
Sel. Donna L. McDaniel, Admin. Asst. John A. Lundblad.

7:30 p.m. Selectmen met with Lawrence Susskind, spokesman for the
to Southborough Citizens Planning Committee. Mr. Susskind
8:00 p.m. read a letter regarding the Survey, the Factbook and
the general activities of the SCPC. Mr. Susskind
applauded the interest demonstrated to date by the
Townspeople. The success has been manifested by a very high return
rate on that questionnaire which was picked up on Saturday the 17th.
Mr. Susskind requested that anyone who had not turned one in or had
not received one should notify the Town Hall or various members of
SCPC. In regard to the Town Meeting action Mr. Susskind hoped to
have the information tabulated by that time, but without
interpretations. It was the hope of the Committee to give raw data
regarding attitudes and opinions of Townspeople to elected and
appointed officials; in his words the Town's decision-makers and
administrators. In Mr. Susskind's opinion the SCPC would cease to
exist after accomplishing that feat.

8:00 p.m. The Selectmen met with Edward F. Brock, Fire Chief and
to Brian Mauro, Call Firefighter, who had filed a letter of
9:07 p.m. complaint regarding the appointment procedure the Chief
follows for the replacement of three vacancies in the
Southborough Fire Department. Approximately thirty
interested citizens were present for the meeting.

Chairman McAuliffe opened the meeting asking Chief Brock if he had
a copy of Mr. Mauro's letter; he indicated in the affirmative,
further requesting Chief Brock to offer some comments prior to the
discussion. Chief Brock offered the following comments:

Chief Edward F. Brock:

1. Mr. Mauro was not passed over. He, in fact, was
seventh on the list and the first person on the list
declined appointment, but the second, third and fourth
had accepted as of this time.
2. The part-time status Mr. Mauro has put in for a
number of years should have been taken into effect and
it should have been taken into effect during the
interview process.
3. Mr. Mauro knew where he placed on the exam; he placed
seventh. He was notified of that fact in writing.
4. Regarding the Chief selecting both of his sons, that was
true; however, the sons did finish number one and
number two, and therefore, they were selected number
one and number two.

5. In regard to the newcomer and the stranger alluded to in Mr. Mauro's letter, the newcomer rated third and the stranger rated fourth. Based upon the system utilized by the Department, these four men were the most qualified. Chief Brock stated that if the men were tied or very close in a point spread, then he believes that the person who was a call man for many years or the person who was a town resident would be chosen by the Chief.
6. Finally, in regard to departmental moral, the Chief stated that at the Drill last night 32 out of 40 members were present for CPR certification; two worked nights and could not make it, three were excused and three were absent for unknown reasons.

Thomas W. McAuliffe asked whether or not experience didn't enter into the scoring and precisely how it was measured; in addition, who selected the scoring procedure.

Chief Edward F. Brock: "I selected it."

Chairman McAuliffe: "Why?"

Chief Edward F. Brock:

1. The System is intended to test what a person knows.
2. The System is intended to test a person's ability to learn.
3. Extra emphasis was placed upon personal interviews to try and take these two measurable criteria and personalize them a little bit for each individual applicant.

Chairman McAuliffe: "Is that common practice?"

Chief Edward F. Brock: "I do not know."

The Chief indicated that he has sat in on a number of these over the years and that many of them give less weight to interviews than to the written test, although he did not know the breakdowns for sure.

Sel. Paul R. O'Connell, Jr.: "Was this exam system designed by you, the Academy or Association of other Fire Chiefs?"

Chief Edward F. Brock: "The exam is similar to the one given to other non-Civil Service Towns."

Sel. Paul R. O'Connell, Jr.: "Is it correct in saying that you had nothing to do with this exam?"

Chief Edward F. Brock: "I have not seen it to this day."

Sel. Paul R. O'Connell, Jr.: "What was the process in previous years?"

Chief Edward F. Brock: (no quotes) 1966 the Competitive Exam with two spots for two jobs. Two people took the exam, both passed. One sought other employment, therefore, one person was hired off the street.

Chief Edward F. Brock: In 1968 one of these people left the Department. Arthur Cannon was hired without an exam.

In 1970 there were seven applicants for three positions using basically the same concept. Written exam and interview by other Chiefs. Those hired were Banks, Mooney and Ladd. In 1971 Ladd left and Lew Patrick was hired. No other appointments were made. He was hired right off the street. Mr. Patrick died shortly thereafter and Peter Phaneuf was hired right off the street.

Sel. Paul R. O'Connell, Jr.: Sel. O'Connell felt that it was an important issue in a Call Department where there are six full time men excluding the Chief and 30 - 40 call men; that these men be given some opportunity to work their way up into the full time Department. He asked the Chief why not first look into the Call Department as the Selectmen do with the Police Reserves. He also asked if the system devised by the Chief gives enough weight to the experience in general, and the experience in the Call Department in particular. Finally, where we do rely very heavily on volunteers, it was the feeling of Sel. O'Connell that we should encourage their ascension into the full time status if they qualify.

Chief Edward F. Brock: "This perhaps should be factored in."

Sel. Paul R. O'Connell, Jr.: "If you want to keep the Call Department, shouldn't this sort of thing be done?"

Sel. Donna L. McDaniel: "Do you know of any other departments that offer credit for experience or EMT status?"

Chief Edward F. Brock: No response.

Sel. Donna L. McDaniel: wanted to know what the point spread was between the highest and the lowest passing score.

Chief Edward F. Brock: responded that between score No. 1 and 9, approximately 22 points.

Sel. Donna L. McDaniel: "Would the other chiefs interviewing have recognized your sons?"

Chief Edward F. Brock: "Some would."

Sel. Donna L. McDaniel: "These three chiefs, would they have recognized your son?"

Chief Edward F. Brock: "Maybe the man from Milford. Donovan knew Patrick, but he wouldn't grade him because of that. The Lieutenant, I don't believe, knew either of them."

Chief Brock stated that he supported the use of experience in choosing firefighters. Further , he went on to note that his Department was the only one in Town, to his knowledge, that had a residency requirement, that all appointees must move into Town within one year. Again, if the applicants were tied or very close he would have chosen the local person.

Chairman Thomas McAuliffe: "How would you rate Brian Mauro... Mauro's performance as a Call Firefighter for the past twelve years?"

Chief Edward F. Brock: "Good."

Chairman Thomas McAuliffe: "What about his attendance?"

Chief Edward F. Brock: "I'd rather check the records first."

Chairman Thomas McAuliffe: "What about his response to ambulance calls?"

Chief Edward F. Brock: "Made about 20%."

Chairman Thomas McAuliffe: "Is that good/poor/average?"

Chief Edward F. Brock: "Average."

Chairman Thomas McAuliffe: "If you knew one or two of your sons were going to apply, did you remove yourself from the process for that reason?"

Chief Edward F. Brock: "Yes."

Chairman Thomas McAuliffe: "If no sons were applying would you do the same?"

Chief Edward F. Brock: "Yes."

Chairman Thomas McAuliffe: "Do you feel that you should not be involved in the hiring process?"

Chief Edward F. Brock: "Right, unless I have two identically equally qualified men."

Chairman Thomas McAuliffe: "Why? I should think that any department head would want to be involved in reviewing the applicants."

Chief Edward F. Brock: "Only to make the final choice."

Chairman Thomas McAuliffe: "But if it's all done by the time you get most of your choices, especially the personal interviews."

Chief Edward F. Brock: "Do you want my opinion?"

Chairman Thomas McAuliffe: "Why should you be removed from the decision-making process?"

Chief Edward F. Brock: "To prevent just this kind of thing."

If someone on the list had bad references, they'd skip over them.

Sel. Donna L. McDaniel: "Do the candidates know the scoring process from the start?"

Chief Edward F. Brock: "It was not put in writing. If they'd asked me, I would tell them."

Chairman Thomas McAuliffe: "This time I'll ask Brian Mauro if he has any questions or comments."

Brian Mauro: "Have you always taken the highest scorer?"

Chief Edward F. Brock: "Cannot remember."

Brian Mauro: "Of the 33 people who attended the Call Meeting last evening, how many are new members and how many always come to the other meetings?"

Fire Chief Edward F. Brock: "Four or five new ones."

Brian Mauro: "Of the 33 call men who were there, how many qualified EMTs?"

Chief Edward F. Brock: "Thirteen."

Brian Mauro: "Excluding the eight permanents, who were the others?"

Chief Edward Brock: "Priest, Rock, yourself, Hubley, Dan Phaneuf."

Brian Mauro: "Did Dan Phaneuf renew?"

Chief Edward F. Brock: "No, not yet. He'll be taking an exam soon."

Brian Mauro: "Have we been caught a number of times without second EMTs on the ambulance?"

Chief Edward F. Brock: "Yes. The Chief's Association is trying to change that law to allow first responder to drive if an EMT is present."

Brian Mauro: "What is the liability if we don't comply with that?"

Chief Edward F. Brock: "I don't know."

Brian Mauro: Mr. Mauro indicated that the interview which he had with the three Chiefs lasted four to five minutes and that the questions by the Chiefs, the Officers centered around three issues:

1. Why he wanted the job;
2. Whether or not he was married and
3. His facial whiskers.

Sel. Donna L. McDaniel: "Do you know if this was typical for others?"

Brian Mauro: "I have no way of knowing."

Chairman Thomas McAuliffe: "How long were you interviewed."

Brian Mauro: "Five minutes."

Chief Edward F. Brock: "I find that very hard to believe."

Sel. Donna L. McDaniel: Of the issues discussed:

"Brian, are you questioning the procedure that was followed or the fact that standard procedure was not followed? Do you understand my question?"

Brian Mauro: Mr. Mauro stated that he had twelve years on the Department, that as far as he understood the Chief could do whatever he wanted regarding appointments and yet he chose to pick a person without any experience passing over himself and other call men who have put a lot of time, effort and interest into the Department. Based upon a four or five minute interview the other Chiefs have excluded Mr. Mauro and a number of other call men from further consideration. He felt that some recognition for call men should have been built into the system and that many call men joined the Department so that some time in the future they can become full time firefighters.

Sel. Donna L. McDaniel: "Therefore, you do not like the procedure."

Brian Mauro: "Some weight should be given to experience."

Chairman Thomas McAuliffe: "Considering Brian Mauro had a good overall mark, considering others in the Call Department, why did you go to an inexperienced man over a twelve year veteran?"

Chief Edward F. Brock: "The test shows that the man has the ability to learn. He may lack experience after he has returned from the Academy; he returns to the Department and he may not be up to Brian the first day, but within two years he certainly will be."

Question from the audience:

"How do you know the man has ability to learn?"

Chief Edward F. Brock: "Higher test mark."

Sel. Donna L. McDaniel: "If you could confirm the five minute interviews."

Chief Edward F. Brock: "I'd be very disappointed with those men."

Sel. Donna L. McDaniel: "Are there any other people who went through the interview process?"

Daniel Brock: "Each of the three men appeared to have guidelines. They let the applicant go on if you wanted to. The time was tied to the applicant's responses not the questions."

Sel. Donna L. McDaniel: "What kinds of questions did they ask you?"

Daniel Brock: Mr. Brock stated that they asked questions regarding his marital status, his attitude regarding cooperation or independence working with other people, what his goals and ambitions were, what he could offer the Department, and why he was applying.

Sel. Donna L. McDaniel: "Did they ask specific questions on firefighting skills?"

Daniel Brock: "No, they asked questions about the person, not the job. It was subjective, seeking to measure your experience. They allowed the applicant to present himself."

George Hubley, Jr.: "I would like it stated in the record that if you failed the written exam you could go no further in this process. You needed at least a 70."

Chairman Thomas McAuliffe: "Have you discussed this with other applicants?"

Brian Mauro: "Some of the questions in the interview were leading questions. I assumed that different people had different questions. Some of the questions were yes and no questions. Some were leading."

Chairman Thomas McAuliffe: "How long were others interviewed?"

Brian Mauro: "Some less, some more."

Chairman Thomas McAuliffe: "Elaborate...exact times."

Brian Mauro: "Could not tell."

Chairman Thomas McAuliffe: "I would like to follow through and get for the Board the exact time allotted for each and the types of questions asked in the interviews; further, I would like a feel for how each person scored on each section of the exam. Therefore, the Board requests that these scores be provided by the Chief. We are aware of the restrictions cited in your letter; however, the Board feels that it is privy to these under the law while the press and public certainly are not."

Sel. Paul R. O'Connell, Jr.: "I would like this information as soon as possible so we can make a judgement quickly. It must have been a hard choice for Brian to make knowing his commitment to the Fire Department and to the Town. It is also difficult for Chief Brock given the fact that two sons were applicants in this process and he chose to accept an independent process without any of his input. For these reasons, I would like to move for a quick judgement on this matter."

Chairman Thomas McAuliffe: Closing Comments.

"I disagree strongly with the selection process. It's your process and you have the right to choose it. You are a very capable individual and should be totally involved in the process, in my opinion, and I hope that you will consider this for future appointments."

9:07 p.m. Open Meeting ended.

9:13 p.m. VOTED to go into Executive Session.

9:55 p.m. Executive Session ended. No votes were taken. No decisions were reached.

Sel. McDaniel moved that Paul Nelson be appointed an Auxiliary Police Officer upon recommendation of Sgt. Harpster, Officer in Charge of the Police Department, seconded by Sel. O'Connell and APPROVED by unanimous voice VOTE of the Board of Selectmen.

10:05 p.m. Selectmen discussed the Marlborough Trotting Park with Mr. and Mrs. Meier, 10 Stowe Road.

Chairman McAuliffe read a letter from Secretary of Environmental Affairs, John Bewick, to the Board of

Selectmen as well as a letter from Admin. Asst. John Lundblad to Mr. Joel Lerner dated March 16, 1979. Chairman McAuliffe noted that it appears as though City Council is going to proceed even over the apparent "opposition" of the Mayor. Further, he stated that decision is not surprising in the least to him considering the manner of handling this project from the very beginning. He would like this Board to officially put the City of Marlborough on record, through the City Council, that this Board will take any step necessary to prevent any State Funding that could in effect stop Southborough at this point and point out to the City Council that they are grabbing a tiger by the tail and that they should review their decision with caution.

Three weeks ago, Sel. McDaniel stated, she was not ready to appraise this project, but that this last activity by the City Council further displeases her and tends to support the position of Tom and Paul. She stated that she would like to know if the City is intending to proceed even if they do not acquire funding through the State. Sel. O'Connell stated that he was disappointed to see this change, of course, that the City was going back on its commitment, especially felt that we should correspond with the City and state that this type of activity would not be acceptable to the majority of residents of the Town.

Sel. O'Connell stated that he had two problems with this proposal. One was a basic zoning question. He did not feel that the City of Marlborough had a lawful right to full municipal use outside of its municipal boundaries. Second, he wanted to clearly state that the land located in Southborough, 21 acres out of 29 in question was zoned residential and that despite what the City Council was saying, would not be turned into an industrial park. Third, regarding State Funding, in reviewing the application it was never clear that three quarters of the land was in Southborough, therefore, we cannot blame the State for not notifying us earlier of this application. We can only assume that they did not know, but if they had that they would normally have contacted us. We will urge the City of Marlborough to fall back on the other three sites, all located within the City limits. If they fail we should take vigorous steps to seek to prevent the funding of this project. Further, he would instruct the Admin. Asst. and Town Counsel to examine alternatives to pursue this matter. Chairman McAuliffe noted that the Mayor could veto the City Council appropriation, but since it was an unanimous vote, he would be over-ridden and still be able to keep his commitment to the Town. Mr. Meier questioned whether zoning could be changed at this location. Chm. McAuliffe noted that it will have to go to a Town Meeting, and although we do have a Special coming up, he didn't think there would be time. Sel. O'Connell indicated that there clearly wasn't time before that meeting, that it has to be advertised for two consecutive weeks in the newspaper and the Planning Board has to hold hearings so many weeks in advance of the Special and that it is only three weeks away. Chm. McAuliffe further stated that he felt that the current zoning was strong enough and that the Town will do everything in its power to stop the self-help funding.

Selectmen considered the request from J. C. Kretchman for zoning approval for Pond property, Route 85 and Sears Road for a florist business. The Board VOTED unanimously to deny the request and referred the design to the Zoning Board of Appeals. They also denied a request of David A. Monroe, 156 Woodland Road for a garage and referred that to the ZBA.

APPOINTMENTS/RESIGNATIONS

Letter to Paul R. Nelson, 11 Prentiss Street appointing him as a member of the Auxiliary Police for the Civil Defense Department until the end of May 1979.

Board noted receipt of Certificate of Appointment from State Division of Animal Health approving the appointment of Sereno W. Johnson, 120 Northboro Road, as Inspector of Animals for the Town of Southborough. Mr. Johnson accepted the appointment as Inspector March 17, 1979. cc: Southborough Board of Health.

Board noted March 16, 1979 letter from David E. Taylor, Chairman, Southborough Housing Authority advising that the Authority voted unanimously to wait until the May Town Election to fill the vacancy caused by the resignation of Donald R. Banks from the Housing Authority.

TOWN DEPARTMENTS

Board noted February 26, 1979 letter from Frank Rossi, Sr., President, White's Corner Restaurant, Inc., Turnpike Road commending Richard Waller of the Southborough Police Department for solving a burglary which occurred in December of 1978 and the apprehension of the guilty party.

Board noted March 14, 1979 letter from the Police Department, re the litter problem on Willow Street and the March 12, 1979 request of David P. Rice, Vice President/General Manager of Hendries that either "No Parking" or "No Litter" signs be posted on Willow Street.

Board noted March 20, 1979 letter to Mrs. Elaine Davidson, 11 High Street, from John W. Boland, Highway Supt. enclosing correspondence from MacCarthy & Sullivan Engineering, Inc., dated March 13, 1979 indicating the estimated engineering costs for drainage work on High Street.

Board noted March 20, 1979 letter to Mr. and Mrs. Mitchell S. McCarroll, 190 Parkerville Road, from Highway Supt. John W. Boland enclosing correspondence from MacCarthy & Sullivan Engineering, Inc., dated March 13, 1979 indicating the estimated engineering costs for drainage work on Parkerville Road.

TOWN DEPARTMENTS (cont.)

Board noted letter dated March 20, 1979 from Police Chief Francis Mattioli, re the 78/79 and 79/80 Budgets as concerns the new Teletype System.

Letter to Elaine M. Hinckley, Town Accountant, re the Police Teletype System Budget request.

cc: Police Chief F.J. Mattioli; Sgt. William Harpster; Ann Dockstader, Ch. Advisory Committee.

Letter to David A. Monroe, 156 Woodland Road, stating the Board voted unanimously to REFUSE his March 19, 1979 request for a Building Permit to construct a garage adjacent to his single-family dwelling at 156 Woodland Road. This decision can be appealed to the Zoning Board of Appeals. (See Section VI, Table of Regulations of Zoning By-Laws)

TOWN BOARDS

Board noted March 14, 1979 letter to V. Sarkisian, Borough Corp., 126 Main Street, Milford from Philip G. Mauch, Chairman, Board of Health, advising that the septic system capacity will have to be increased to accommodate a fourth room on the second floor of the proposed house on Lot 21, 68 Marlboro Road. The septic system plan originally approved by the Board of Health was designed for a three bedroom house; therefore, the addition of five feet to each one of the leach lines will be required.

STATE AGENCIES

Board noted March 13, 1979 letter from Kevin P. Duggan, Asst. to the Commissioner, MDC, Boston, re the Meadow Lane storm drain, Mr. Kallander's request to build a storage and/or maintenance shed on his golf course property and the number of tall pine trees along Northboro Road which the MDC would have to cut in order to comply with the Town's request.

Chm. of Selectmen McAuliffe signed Application for Funding Assistance from State Exec. Dept., Gov. Highway Safety Bureau, Project Title: Alcoholic Enforcement Breathalyzer for the Southborough Police Department. Funds requested from Governor's Highway Safety Bureau \$1,000.00.

Marlborough Trotting Park - Board noted March 8, 1979 letter from John A. Bewick, Secretary, Executive Office of Environmental Affairs, Boston, re the Board's letter of February 23, 1979 concerning Urban Self-Help funding for the City of Marlborough; said 2/23 letter specifically requesting that the funds be held in abeyance for the Parcel II site until the Town of Southborough's concerns were adequately addressed. The Mayor of Marlborough had indicated that he would discontinue his acquisition plans should the Board vote against the project;

STATE AGENCIES (cont.)

therefore, as a result of the Board's vote on February 28, 1979, Mr. Bewick saw no reason to take any action against the City of Marlborough.

Letter to Kevin P. Duggan, Asst. to the Commissioner, MDC, Boston, re Mr. Ernest Kallander's request to build a storage and/or maintenance shed on his golf course property and partially on land owned by the MDC.
cc: Town Counsel Frederick Busconi; Peter Kallander, 14 Meadow Lane; Ernest Kallander, 18 Meadow Lane.

Marlborough Trotting Park - Letter to Joel Lerner, Director, Div. of Conservation Services, Exec. Office of Environmental Affairs, Boston, re conversation of Thursday, March 15, 1979 regarding the Trotting Park and the State assumption that Mayor Ferrecchia was discontinuing his acquisition plan. The Board of Selectmen is gravely concerned about the apparent reversal of the Mayor's decision without affording the Town even the courtesy of notification. The Board requests that the Commonwealth of Mass. formally contact the City of Marlborough and continue with the proposed action which Mr. Lerner detailed in his telephone conversation to the Admin. Asst.

Board noted March 9, 1979 letter from Karla J. Kelley, District Sanitarian, State Dept. of Public Health, Boston, listing nine deficiencies revealed during an inspection of the Town's Police Station and Lock-up March 9, 1979.

FEDERAL AGENCY

Board noted March 12, 1979 letter to Lowell R. Fox, Guerand Survey Co. & Assoc., P.O. Box 364, Westboro from Edward A. Thomas, Regional Director, Federal Insurance Administration, re letter dated February 21, 1979 requesting the elevation of the flood zone bounded by Route 30 and Johnson Road. It was determined by Mr. Thomas's office that the depth of the 100 year flood is approximately two feet above normal water levels of the marsh.

SNOW EMERGENCY '78

Board noted March 12, 1979 letter from Myron K. Barrett, Jr., Business Manager, Fay School, informing the Selectmen that the School received a check from the American Red Cross for expenses incurred during the Blizzard of 1978.

ZONING BOARD OF APPEALS

170 Marlboro Road - Letter to Joseph C. Kratschman, 10 Neil Street, Marlboro, MA 01752, re the vote of the Board March 20, 1979 to DENY permission to open a plant shop on property located at the corner of Marlboro Road and Sears Road. This decision may be appealed to the Zoning Board of Appeals.

TRUST FUNDS

Board noted March 19, 1979 letter from David O. Whittemore, Attorney for the Trustees of the Choate Fund, requesting a letter to file with the Worcester Probate Court assuring the court that the income from the funds will be used to provide the same kind of prizes and awards originally set up in Mr. Choate's will with the advice and consent of the headmaster of St. Mark's and the headmaster of Fay School and the Chairman of the School Committee.

PLANNING BOARD

Board noted letter of March 19, 1979 to Bare-Tracts, Inc., 5 Little Tree Lane, Framingham, Att. Paul J. Fantoni, Treasurer, from Highway Supt. John W. Boland listing work remaining to be done on the Southborough Farms Subdivision, Section I.

ZONING PERMIT

VOTED: Updated - Oak Hill Construction, 1 Peggy Drive, Lot A-1, SFR

Selectmen signed the following Treasury Warrants:

TW # 129 for \$ 16,852.25

TW # 130 for \$192,169.99

TW # 131 for \$ 63,342.83

11:48 p.m. VOTED to adjourn the meeting.


.....
John A. Lundblad, Admin. Assistant

jal/dp

MINUTES OF SPECIAL MEETING

BOARD OF SELECTMEN

Thursday, March 22, 1979

Administrative Assistant John Lundblad's minutes are not available at this time.

CORRESPONDENCE

TROTTING PARK

Letter to Walter T. Bonin, President , Marlborough City Council, City Hall, Marlborough re Mayor Ferrecchia offer to the Town of Southborough dated February 23, 1979 to withdraw the funding request for the purchase of the Marlborough Trotting Park in the event that the Southborough Selectmen found that proposal objectionable. The Board voted at its February 27, 1979 meeting to instruct Mayor Ferrecchia that the Town of Southborough did not wish for him to proceed with the acquisition of the so-called Marlborough Trotting Park, and further desired that the City of Marlborough suspend its pursuit of State funds for this project. Therefore, the Board requested that the Marlborough City Council affirm Mayor Ferrecchia's offer to the Town.

TOWN DEPARTMENT

Unanimous VOTE to call a Special Town Meeting for Monday, April 9, 1979 at 7:30 p.m. in the Albert S. Woodward School, Cordaville Rd., Article I: to see if the Town will vote to authorize the Board of Selectmen to sell the old Fire Station property located at 5 Main Street.

LICENSE/PERMITS

GRANTED: to Southborough Rotary Club, c/o Karl Craig, 20 Latisquama Road, a Special License for the sale of wines and malt beverages only, at Reinke Building, Middle Road, from the hours of 8:30 p.m. to 12 Midnight.

Selectmen signed the following Treasury Warrant:

TW #132 for \$ 600.00

John A. Lundblad, Administrative Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN
Tuesday, March 27, 1979

Present: Sel. Thomas W. McAuliffe and Donna L. McDaniel. There were also three members of the press: Sue Winmill, Gayle Davis, Danny Caruso.

7:30 p.m. There was a public hearing on street acceptances scheduled. Four members of the Planning Board were present and Supt. of the Highway, John W. Boland.

Learned Street in Fayville: 200 feet at the end of the street, which has been used routinely by the Town for a number of years, according to John Boland, proposed for acceptance as "merely a technicality." No opposition was expressed.

New York Avenue: This is a brief section in the industrial park at the Framingham line. We need more information about what petitioners plans are, whether we want to pursue or not.

Banfill Lane and portion of Fairview Drive: A number of residents from the streets were present. The deadline for bond on the streets is June. 1) A number of "fairly simple" things to be straightened out but it is not clear where the developer stands. Developer is Paul Fantoni. Residents center of discussion was the water problems. At the suggestion of Sel. McAuliffe, builder Goodman and Fantoni to be asked to come in at the next meeting to discuss both the water problem and street acceptance. Planning Board said they will support whatever Highway Supt. John Boland recommends. Residents are to be informed of the meeting with Goodman and Fantoni.

8:50 p.m. Hearing with petitioner, Ernest Kallander Sr., re abandonment of Valley Road. The Planning Board was present. Mr. Kallander said the two benefits of abandonment of the last and northerly, 103 feet of the road will be relieving the Town of the responsibility for upkeep and helping golf course survive because space is needed for a service building. The problem to be resolved, however, is the need for an easement for the Town plows and school buses to turn around at the new end of the road. That section belongs to Kallander's son. According to the elder Kallander, his son approves the easement. However, Sel. McAuliffe says that is contrary to what the Selectmen have been told. Sel. McAuliffe will doublecheck the situation.

John Boland says there is no problem with abandoning the road as long as the turnaround can be provided.

Parkerville Road residents inquired about signs they have requested for their street because of the speeding and inadequate area for children to walk to school. There is some discussion between Highway Supt. John Boland and Sel. McAuliffe about which signs were to be put up. John Boland said speed signs will go up next week and that school zone and "Slow Children" signs are and have been already there. However, additional signs can and will be put up, if that is what the intention was.

9:18 p.m. Meeting with Planning Board and Advisory Committee concerning Zoning By-Law changes in the warrant for Town Meeting.

Main discussion centered on the definition of "accessory apartment" in one article. A clearer definition has been provided by the MAPC and will be incorporated as an amendment at Town Meeting, according to Patricia Capone, Planning Board Chairman. The other questions revolve around allowing "minimal" alterations for the accessory apartment and whether a resident should be allowed to add on to a building for an accessory apartment or that such an apartment be allowed only within the structure as it now stands.

10:05 p.m. Michelle Lanza of Turnpike Road inquired about 2 Woodland Road asking the Planning Board about problems in enforcing by-laws that exist already. According to Lanza, 2 Woodland Road is still operating.

Letters read, including one to appoint Fred Mabardy as armorer. This appointment was approved.

Also letter from EOEA concerning the Trotting Park was read. Stowe Road residents asked and were assured they would be able to participate in planning, should the park become a reality.

The Board of Selectmen VOTED to disapprove request of Plywood Ranch, 33 Turnpike Rd. for extension of a trailer permit.

Sel. McAuliffe reported on a letter he received from Arthur Kiley of Edgewood Rd. about vandalism problem and suggesting police tip-off people via their scanners. Sel. McAuliffe to speak with Chief about that.

CORRESPONDENCE

Board noted March 21, 1979 letter to Chief Edward Brock from Building Inspector Edgar A. Phaneuf, Jr., responding to the Chief's letter of March 9, 1979 requesting a variance to hold scheduled classes and meetings in the new Fire Station, 21 Main St. He was advised that classes and meetings may be held as long as safety precautions were maintained around the fire poles; however, public functions could not be held until a permanent occupancy permit has been issued.

Board noted March 21, 1979 letter to Building Inspector Edgar A. Phaneuf, Jr. from Wiring Inspector James A. McCaw updating the progress of the electrical work being performed at the new Fire Station by the Vocational School students as per his letter and punch list of March 6, 1979.

Board noted March 20, 1979 letter from Kevin P. Duggan, Assistant to the Commissioner, MDC advising that the easement plan has been sent to the Water Division of MDC for their attention.

Certified Letter to Stephen E. White, Director of Operations, Plywood Ranch Industries, Inc., 112 Commerce Way, Woburn, MA 01801 re the

request of Plywood Ranch, 33 Turnpike Road, Southborough for an extension of the 30 day permit to store a trailer at 33 Turnpike Rd. The Board VOTED not to renew the request due to the fact that Plywood Ranch did not adhere to the rules and regulations as stipulated in the original permit dated February 20, 1979.

Letter to Frederick Mabardy, 32 Deerfoot Road, re Board's VOTE appointing him as Town of Southborough Police Armorer until the end of May, 1979. Letter to Town Clerk informing him of this vote of the Board.

Letter to Ann Dockstader, Chairman Advisory Committee enclosing a copy of two letters recently sent to the Massachusetts S.P.C.A. and one to Dog Officer Hamel regarding his use of Sucostrin as an euthanasia agent.

Board noted March 20, 1979 letter to the Board of Health from Vahan Sarkisian, Borough Corporation, Milford, MA 01757 re Lot #21 Marlboro Rd. and question of whether the house contained three or four bedrooms.

Letter to Massachusetts S.P.C.A., Law Enforcement Dept., P.O. Box 2314, Framingham, Attention Captain Lambert or Lt. Contos, re the euthanasia technique utilized by the Town for the destruction of animals. (Dog Officer Hamel utilizes the drug Succinyl Choline commonly known as Sucostrin.) The Admin. Asst. requested detailed information regarding the use of the drug T061 and certain licensing procedures which would be necessary for the Town's Dog Officer to be permitted to administer these drugs.

Letter to Charles B. Swartwood, III, Esq., Mountain, Dearborn & Whiting, 370 Main St., Worcester, MA 01608 enclosing correspondence from the Regional Director of the Federal Insurance Administration, dated March 19, 1979, re property north of Southville Rd. which was discussed a number of weeks ago by Mr. Swartwood's client Mr. Garabedian. According to Federal records a marshland with contributing drainage areas of less than one-half square mile does constitute a moderate flood hazard. According to the HUD records, the depth for one hundred year flood would be about two feet above normal water level in the marshy areas.

MARLBOROUGH TROTTER PARK. Letter to Joel A. Lerner, Director, Executive Office of Environmental Affairs, Division of Conservation Services, 100 Cambridge St., Boston, MA 02202 acknowledging his letter dated March 26, 1979 to Marlboro Mayor Ferrecchia by Mr. Lerner. The Board requested clarification of two points included in that letter: namely, what options the Town of Southborough has regarding the ENF procedures and what evidence might be necessary to require more detailed environmental reviews than mere notification and publication of comments. Clarification was also requested regarding the 60-day limit as a means to expedite the process.

Letter to Charles F. Hamel, Dog Officer, enclosing correspondence to Captain Lambert of the Mass S.P.C.A. regarding Prosecuting Officer Peter Oberton's report to the Admin. Asst. concerning Mr. Hamel's alleged use of Sucostrin. The Town has not taken a position regarding banning the use of this euthanasia agent until certain information has been furnished regarding cost of alterante means.

Letter to Town Counsel Frederick A. Busconi re the request of the Planning Board that he contact the Attorney General's Office, specifically the individuals who reviewed the Warrant Articles approved by Town Meeting for the final A.G. approval. The Planning Board and the Selectmen are concern about the need to reproduce the entire Warrant Article in the Legal Ad so as to give a full knowledge of the scope of the proposed By-Law amendment. The amendments requested for this Annual Town Meeting cost \$630.53 to advertise. Therefore, if it is possible to reduce costs such as these, the Board would like to know that in advance for next year's Town Meeting.

Selectmen signed the following Treasury Warrants:

| | | |
|----------------|------------|---------------------------|
| TW #133 for \$ | 90,890.48 | |
| TW #134 for | 4,864.65 | |
| TW #135 for | 160,386.88 | |
| TW #136 for | 41,000.00 | |
| TW # 24 for | 36,000.00 | (Federal Revenue Sharing) |
| TW # 25 for | 8,427.97 | (Federal Revenue Sharing) |


Donna L. McDaniel, Selectman

MINUTES OF MEETING
BOARD OF SELECTMEN

Tuesday, April 3, 1979

7:30 p.m. Present: Chairman Thomas W. McAuliffe, Sel. Paul R.
to O'Connell, Jr., Sel. Donna L. McDaniel.
8:00 p.m.

The Selectmen met with approximately 18 citizens for the Revenue Sharing Proposed Use Hearing. Chairman McAuliffe read the legal ad as printed in the South Middlesex Daily News. He then informed the citizens present that under Federal Regulations the amount of revenue sharing available shall be identified, which he did in the legal ad. The recommendations of the Board of Selectmen for the expenditure of these funds were announced at this time. The Board of Selectmen recommended appropriating a substantial portion of this year's revenue sharing funds on hand and anticipated on the following schedule:

1. 1979 - 1980 Installment on Town Hall Renovation Debt.
\$ 30,000.00
 2. 1979 - 1980 Installment on Town Hall Renovation Interest.
\$ 10,680.00
 3. 1979 - 1980 Installment on Fire Headquarters Building Debt.
\$ 35,000.00
 4. 1979 - 1980 Installment on Fire Headquarters Building Interest.
\$ 13,387.50
 5. Purchase of two Police Cruisers.
\$ 14,600.00
- \$
- For a total of: \$ 103,667.50

All of these items were included in the Annual Town Meeting Warrant for the April 9th Annual Town Meeting.

Chairman McAuliffe then noted that the actual budget hearing where the revenue sharing funds would be appropriated would begin on April 9th at the first meeting of the Town Meeting. If it were necessary to reconvene the second session would begin at 7:30 p.m. on April 10, 1979.

It was stated that the full budget might not be approved on the 9th, but perhaps that the Revenue Sharing Hearing would begin on April 9, 1979 and carry over to subsequent meetings, if necessary.

Certainly, consideration of the purchase of two police cruisers would be considered on the 10th or subsequent meetings. Chairman McAuliffe asked for comments from the audience regarding expenditure of revenue sharing funds. No comments were reported. It was also stated that the purchase of a sander cab and chassis would be contemplated if the other expenditures could be scheduled to utilize anticipated Revenue Sharing.

8:00 p.m. The Board of Selectmen reconvened the Street Layout Hearing for Fairview Drive, Banfill Lane, New York Avenue and Learned Street. It should be noted that the first three of these streets were in approved subdivisions, while Learned Street did not lie in a subdivision and therefore was not under subdivision control law. Twenty two citizens were present from various neighborhoods; as was John O'Neil representing Paramount Development Corporation, the developers of New York Avenue; and Planning Board Chairman Donald Dillman and members Margit Donath, Paul Brefka, James Denman and Patricia Capone, Planning Board Secretary Eleanor Stoddard. Highway Supt. John Boland was also present.

Chairman McAuliffe then reconvened the Hearing on Fairview Drive and Banfill Lane at 8 p.m. First, he noted that at the last meeting he had promised to try and reach Mr. Goodman and Mr. Fantoni regarding the problems detailed on the third, in regard to completing the streets and have the Annual Town Meeting April 9th accept them. He reported that Mr. Goodman stated that he would be out of town the night of the meeting. Mr. Fantoni indicated that his representative would be at the meeting at 8 p.m. (Mr. Fantoni himself arrived at 9:15 p.m.).

Second, Chairman McAuliffe would ask Highway Supt. John W. Boland for an update. Third, he would request of the Planning Board their recommendation for the two roads.

Sel. O'Connell questioned the Planning Board Chairman Donald Dillman requesting if the Planning Board had a position on the acceptance of these streets. Mr. Dillman indicated that they were awaiting the recommendations of the Highway Superintendent. Sel. O'Connell asked the Highway Superintendent Boland about the status of the two roads. Mr. Boland indicated that he did not know of any progress made beyond his prior correspondence with Mr. Fantoni. Sel. O'Connell asked if it was feasible to expect work to be completed by the Annual Town Meeting. Mr. Boland indicated that it was highly impractical that all the work could be accomplished by Monday or Tuesday of next week. Sel. O'Connell questioned how much communication Mr. Boland had with Mr. Fantoni over the past months. Mr. Boland indicated that he had had several verbal communications with Mr. Fantoni and Mr. Myron (his engineer), further these were confirmed in writing one week ago. Sel. O'Connell asked Mr. Boland what he would recommend at this time. Mr. Boland indicated that he would recommend against acceptance.

Sel. O'Connell asked the Planning Board about the security agreement with Mr. Fantoni for the completion of the work. Chairman Dillman noted that all work was to be completed by June 1, 1979. The Security Agreement represented funds in a bank book at the South Middlesex Savings Cooperative Bank. Mr. Brefka of the Planning Board indicated that the Security Agreement was for the completion of the entire subdivision, not merely the two roads which were being considered for acceptance this evening. Sel. O'Connell asked if timetables had been established with Mr. Fantoni regarding the completion of these roads. (He received no response to that question.) Larry Kimball questioned the cost of the work in the entire subdivision, as well as the cost of bringing the two areas in question up to standard. John Boland indicated that the work to be done in the entire subdivision was down to a level of approximately \$94,000 last summer and at this time substantially less work than that remained to be done. However, the bond had not yet been renegotiated down to a new level. Mr. Boland indicated that except for a drainage problem between numbers 11 and 13 Fairview Drive, the work left to be done in the first section of Fairview Drive and Banfill Lane was minimal. He was unable to offer a cost estimate on the drainage problem. Mr. Kimball requested a rough guess on the estimates. Mr. Boland indicated that it was impossible to even offer a rough guess because the range of solutions run from simply installing a surfact drain to the actual relocation of one or two septic systems. Mr. Kimball asked what progress was made on Section 3; Mr. Boland indicated that 75 to 80% of the work had been completed.

Sel. McDaniel questioned whether or not the Town could take the money for the security agreement, finish the street, and do whatever was necessary to solve the water problem. Sel. O'Connell indicated that if the street was accepted, the Town would lose its rights to the bond and be burdened with the problems without any funds. However, if the Town took the bond then we must accept the street prior to fixing it as we did with Bantry Lane. Then we could appropriate the money and then try to solve the problem.

Chairman McAuliffe noted that the street is unacceptable in its present state, the Town should move to secure the bond on June 1st, then the Town could finish the job itself or hold a Special Town Meeting, accept the road and do the work as we did with Bantry. As he saw it, there were two solutions; 1. Mr. Fantoni could move quickly and solve all these problems himself or 2. the Town could take the money, accept the street through a Special Town Meeting and then complete the work.

One resident of the area noted that the water problem in question is a seasonal one and that if Mr. Fantoni does not address it now or in the very near future, the problem simply goes away in the dry months, and it would be impossible to determine whether the suggested treatment actually solved the problem. Another resident questioned whether the Town could accept the street at the Town Meeting and make the vote effective to June 1st of this year.

Sel. O'Connell noted that if the Town fails to lay out the street and work was completed by April 10th no matter how unlikely that may seem, then the residents of the street would have no chance of acceptance. While he would prefer not to lay out the street custom dictates that the Selectmen lay it out and at least offer the residents of that area a chance, the only chance left to them this year.

Sel. O'Connell noted that not all abutters to the street had signed the Lay-out Order permitting the Town to lay out this street as a public way.

Chairman McAuliffe explained that this Article was Article 36 and probably not considered during the first week of the Town Meeting. Town Meeting would then be adjourned to either the second or third week of April, perhaps. This might give Mr. Fantoni sufficient time to solve these problems.

Mr. Kimball endorsed the position of Sel. O'Connell. He felt that the taxpayers should not bail out subdividers; felt that the best bet to enforce this feeling was to not lay out streets, but rather to give a clear message to Mr. Fantoni and to all other subdividers that the Town will not tolerate such activity. He further noted that if we do accept the lay-out order at this time, then the subdivider in question, Mr. Fantoni, would have little incentive to get the work done by April 10th and hoped that the Town Meeting might accept the street and "take him off the hook".

Chairman McAuliffe stated that if Mr. Kimball's recommendation was accepted and then Mr. Fantoni finished the work, the Article could not be considered for a vote and the people of this area would be unduly penalized.

A question from the audience asked why additional permits are continually given out for work when the road has not been completed. Sel. O'Connell stated that the Planning Board has requested of the Selectmen a number of times permission to deny additional building permits when other problems develop with subdividers. However, the Legislature offers subdividers the option to develop in one of two ways. They can either establish a bond or security agreement for the completion of the roadways, then begin work on the road and lots simultaneously or they can establish an agreement where the road and all of the utilities are established, accepted prior to the construction of any homes. However, the prerogative rests with the subdivider, not the Planning Board or the Town and, therefore, the Planning Board and Selectmen are powerless to try and reverse this trend.

Sel. O'Connell MOVED that Banfill Lane and that portion of Fairview Drive described in the Lay-out Order be laid out. For the record Sel. O'Connell noted that this Motion was made in order to keep the issue alive; in order to allow the petitioners for the acceptance of this road the option to have their Article considered at this Annual Town Meeting. If the developer has not satisfied the Highway Supt.'s requirements, the Planning Board's requirements, then the Selectmen will recommend against acceptance at the Annual Town Meeting. However, they could not even consider the Article at the Annual Town Meeting if action were not taken this evening to lay out the road. Sel. McDaniel seconded the Motion and the reasons for the Motion. The Motion was approved by unanimous voice VOTE. The Hearing ended at 9:00 p.m.

9:00 p.m. The Street Acceptance Hearing for New York Avenue reconvened. John O'Neill, an Attorney for Paramount Development Corporation, developers of the Framingham Industrial Park and developers of New York Avenue, was present. Chairman McAuliffe noted that proposed reconstruction work suggested by the State Department of Public Works to correct traffic problems in the vicinity would require an expansion of New York Avenue. These problems were generated by continued growth of the Industrial Park and limited access to Route 9. Mr. Boland then noted that the section of New York Avenue in question was very small. He would prefer to see the State's final plans prior to taking action. For example, if the Town accepted the road and the Commonwealth required land-takings on both sides, then the project would be held up until the next Annual Town Meeting when the Town is able to grant or accept easements for actual transfer of land to or from the Commonwealth. However, if the parcel stays in private hands these arrangements could be worked out in a matter of days or weeks, not holding the project up for an additional year. Attorney O'Neill felt that these reasons did not justify the action of not laying out the road and keeping it in private hands. Sel. McDaniel noted that Mr. Boland's explanation seemed to offer compelling reasons not to accept the road at this time, especially as regards the possibility of future land-taking which could drag out the project an additional year and create difficulties with the State and difficulty for Paramount Development and the continual development of the Industrial Park. She noted that we simply don't know what the final State plans will be at this time; whether they will widen Route 30, widen New York Avenue or widen both. The Planning Board supported Mr. Boland's recommendation.

Sel. O'Connell questioned Mr. O'Neill as to the practical consequences to the property owner; further the status of the roadway in Framingham and what hardships the developer would experience in the event that the road acceptance were delayed one year. Mr. Boland stated that the street condition was not a problem and that as far as that is concerned he would recommend acceptance at this time. Regarding the practical maintenance it was his understanding that Framingham was now maintaining this road and that

the rest of the roads in the Industrial Park constituted of town ways in Framingham. Given the lay-out of the subdivision and the very small section of New York Avenue in question it is most likely plowed and otherwise maintained by the Town of Framingham.

Attorney O'Neill noted that the street acceptance is not a burning issue with his client; that the last piece of abutting property owned by Paramount has been conveyed out to American Optical and in effect the developer has no interest left in that section of New York Avenue; now the owner of record is American Optical for both parcels. However, Paramount is interested in the \$7,275.00 bond which Mr. O'Neill stated that Paramount has tried to recover from the Planning Board for at least one year. Mr. O'Neill would appreciate the opportunity to talk with the Planning Board this evening about that matter.

9:15 p.m. The Selectmen agreed to defer this matter until later in the evening, after Mr. O'Neill has had the opportunity to meet with the Planning Board and Mr. Boland to discuss the possibility of delaying the project one year and, at the same time, expediting the return of the bond pending completion of this road.

9:15 p.m. The Selectmen held a Lay-out Hearing for Learned Street. Mr. Boland recommended in favor of the acceptance of the street. The Planning Board noted that this was not a subdivision street, but still offered the recommendation to concur with the Highway Supt.'s recommendation. Sel. O'Connell asked if the deed plan were available; the answer was in the affirmative by Admin. Assistant Lundblad; then asked if the road met with Mr. Boland's standards, he answered in the affirmative. The Selectmen approved by unanimous voice VOTE to lay out Learned Street as described in the lay-out order read by Chairman McAuliffe.

9:20 p.m. The Board of Selectmen met with Chief Edward F. Brock and Brian Mauro. This was a reconvened
to
9:45 p.m. meeting from Tuesday, March 20, 1979 regarding the complaint made by Mr. Mauro about the hiring practices of the Fire Department. Chief Brock had offered detailed information to the Selectmen, both regarding the interview process by the individual chiefs as well as the break-down of the sub-test scores for each candidate. Because of the confidential nature of the test scores the Board of Selectmen did not read them aloud, but rather reviewed them at the beginning of the meeting. The Chief noted that in the future he would meet with the Board of Selectmen prior to

establishing an appointment procedure so that problems of this sort could be headed off in advance. Further, he would give greater preference to call men, either by giving them a guaranteed number of points for each year of service or some such system.

Sel. O'Connell felt that the Selectmen should not set up the process; rather that the three Selectmen should each go on record to Chief Brock expressing his/her concern about hiring process and that when the next hirings are made in this Department whether Chief Brock is the Chief or if any of the current Selectmen are still the Selectmen, at least there will be some record of some of the concerns that were identified using this hiring process. Mr. Mauro, when asked if he had any questions, simply noted that he appreciated the time and the effort taken by the Selectmen and the Chief and felt that the matter was professionally handled and well analyzed.

9:45 p.m. The Selectmen considered the Hearing to Abandon a portion of Valley Road as requested by Ernest L. Kallander. This also represented a reconvened hearing from March 27th. After much discussion and after reviewing initial correspondence by Mr. Kallander, Selectmen noted that correspondence should be sent to Mr. Kallander noting that the turn-around requested had not been included with his plans or with subsequent information furnished by him. Further, that the easement description and the description of the taking of the turn-around are not included as required, without which the Selectmen would have to withdraw their support. Finally, the abandonment of that portion of Valley Road would afford Mr. Kallander merely 16.5 feet which given the 15 foot setback requirements on the by-law would tend to not offer him the size parcel he needs for the construction of his storage building. Therefore, unless he could furnish official communication from the Metropolitan District Commission that they were willing to transmit the property that they would receive from the abandonment to him or Stoney Brook Golf Course; that the abandonment of this section of the road would not be a solution to his problem and, therefore, should not be considered since the only merits in the case of the abandonment would be to assist Mr. Kallander in establishing a storage building at the northeasterly corner of his property.

The Selectmen then noted that they would reconvene the Hearing on Valley Road after completion of the reconvened hearing of the lay-out of New York Avenue. Attorney O'Neill returned from the meeting with the Planning Board and Mr. Boland at 10:12 p.m.

10:12 p.m. The Board of Selectmen moved to reopen the reconvened
to Lay-out Hearing for New York Avenue. Sel. O'Connell
10:18 p.m. asked whether the Paramount Development Corporation
would like the entire bond back or merely a

substantial reduction. Mr. O'Neill stated that since he heard testimony this evening from the Highway Supt. that the work had essentially been successfully completed and that the road would have been accepted tonight had these problems with the Commonwealth had not arisen, would request the entire bond returned. Sel. O'Connell felt that a small portion should be retained in the event of deterioration of the road surface some time in the near future. Mr. O'Neill noted that the bond was for Cerel/Perini Corporation and that project began twenty years ago. The successor Corporation, Paramount, had that road surfaced at least since 1966 and that they felt that Paramount Development Corporation had put its time into the Park, had shown its good faith and that the road surface has held up extremely well. Sel. O'Connell noted that he would prefer to have the recommendation of the Highway Supt. regarding the complete surrender reduction of the bond. Mr. O'Neill noted that the Planning Board was notified in May of 1978 under Section 81U, Subdivision Control Law and no response was received within the prescribed time period, therefore, he assumed that the bond should be surrendered. Sel. O'Connell asked if Paramount would have any concerns or problems with putting off this matter one year if the bond problem could be resolved. Mr. O'Neill indicated that Paramount would not oppose that if the bond situation could be resolved. Sel. O'Connell noted that Mr. Lundblad or Mr. Boland would be in touch with Paramount within the week, clearly stating the Town's policy regarding the return of this bond. The Selectmen deferred a vote regarding the lay-out order until later in the evening.

10:18 p.m. The Selectmen met with Paul Fantoni, Developer of the Fairview Drive and Banfill Lane, for a reconvening of the Lay-out Hearing. Chairman to
10:40 p.m. McAuliffe asked Mr. Fantoni if work had been accomplished as per Mr. Boland's letter of March 19, 1979. Mr. Fantoni noted that the major item unresolved remains the drainage problem. He has no answer; he has requested his engineers to review the matter. He felt at the beginning that this was not his problem, but rather one of Mr. Goodman's, the developer; however, since it is holding up the project he will move on it and try to accomplish the work as quickly as possible. Discussion between Mr. Fantoni and the Selectmen regarding timetables and completion of all of the work prior to the beginning of the Town Meeting followed until 10:40 p.m.

10:40 p.m. Selectmen reconvened the Hearing to consider discontinuance of a portion of Valley Road. Sel. O'Connell noted that Mr. Kallander had not met the requirements of the Town regarding the description of the easement or the assurance that the turn-around would be deeded to the Town and paved by private parties. Further,

he noted that the best Mr. Kallander can get out of this arrangement is 16 1/2 feet, since the other 16 1/2 feet of the road would go to the MDC. At this time we have no clear statement from the MDC that they are willing to deed this parcel back to Mr. Kallander, therefore, the abandonment of the road at this time does not even appear to solve Mr. Kallander's problems, even if Mr. Kallander could come up with the easements and the assurances regarding the building the turn-around. In short, he feels that Mr. Kallander has not done all the work necessary and he would move that the road not be abandoned. Chairman McAuliffe suggested that the abandonment be approved for the same reasons that the Banfill and Fairview Drive petitions be approved subject to receiving the easements and all the other requirements. Chairman McAuliffe moved that the vote of abandonment of Valley Road be postponed until 7 p.m. Friday evening. There was no second to that Motion. Sel. O'Connell moved that no further action be taken on the requested discontinuation of Valley Road at this time. Motion was seconded by Sel. McDaniel and APPROVED by a two to one VOTE, Chairman McAuliffe opposed.

11:00 p.m. Selectmen considered a request from William Mauro, 39 Boston Road, Southborough for a full alcoholic beverage package license at 4 Main Street. Mr. Mauro had presented a full application for the request as well as a petition of some 600 Southborough citizens. Chairman McAuliffe acknowledged the receipt of that and read the letter from Mr. Mauro. He instructed the Admin. Asst. to send this package of information on to the Commonwealth and further, to request a statement from the Commonwealth regarding the number of all package beverage licenses available for the Town. Noting a time limit of 30 days for action on these licenses he requested that Town Counsel Busconi clarify this, clearly state whether the Town has 30 days from the date of request or 30 days from the date of the Hearing to take action.

11:10 p.m. Selectmen reconvened the Hearing to lay-out New York Avenue. Sel. O'Connell moved that the Selectmen take no further action regarding the lay-out at this time. Sel. McDaniel approved; it was understood that this represents a deferment of one year at which time the work proposed by the Commonwealth would be clearly understood. This was APPROVED by unanimous voice VOTE of the Selectmen.

GRANTED: Special License to the Southborough Lions Club, c/o Ronald O. Edgren, P. O. Box 371, Southborough for the sale of wines and malt beverages only, at Reinke Building, Middle Road, from the hours of 8 p.m. - 1 a.m. Spring Ball to be held on Friday, May 11, 1979.

TOWN DEPARTMENTS

Building Inspector - Board noted March 23, 1979 letter from Leo F. Bartolini, President, Bartolini Bros. Construction Co., Inc. advising the Board of Selectmen that extra time is required (concerning 8 Break Neck Hill Road) so that an Engineer can properly survey land for permits.

Highway - Letter to Ernest L. Kallander, 18 Meadow Lane, re the vote of the Board to take no further action on his request to have the Town abandon a portion of Valley Road. This decision was taken by the Board since the easement or taking for a turnaround was not presented in time for the hearing, nor were assurances forthcoming that the Town would not have to incur expense in constructing said turnaround in the event that one were deeded or granted by easement to the Town.
cc: Kevin P. Duggan, Asst. to the Commissioner, MDC, Boston 02108.

Highway - Board noted March 28, 1979 letter to Governor Edward J. King from Robert J. Vanni, Bay State Arms Co., Boston Road, Route 30 requesting assistance with a serious flooding problem on Boston Road (Route 30). The citizens, homeowners and businessmen of Boston Road requested Gov. King to direct the Commissioner of Public Works to take immediate action to rectify the dangerous and costly conditions existing in this section of the State Highway System.

Highway - Letter to Bart W. Perini, Vice President, Paramount Development Association, Inc., 73 Mt. Wayte Avenue, Framingham, advising him of the Board's vote not to lay out New York Avenue for acceptance at the April 9, 1979 Annual Town Meeting. This decision was made after consultation with Mr. Perini's Counsel, John O'Neill.

Board noted March 30, 1979 letter to Arthur J. Kiley, 22 Edgewood Road, from William C. Harpster, Sgt. in Charge, Police Department, re coding and answering police calls and the problems which would be involved if the Police Department were to add a street number code to the present system.

Insurance - Letter to Wesley L. Williams, C. E. Williams Insurance Agency, Inc., 14 Main Street requesting that he examine a Public Officials Liability Policy purchased by the Town a number of years ago to see how it relates to the increased liabilities of municipal officials as a result of the new State laws which have been liberalized recently.
cc: Advisory Committee Chairman Ann Dockstader.

Highway - Letter to Ronald G. Guest, Executive Aide to the Mayor, City of Marlborough, re his letter of March 29, 1979 concerning a seasonal flooding problem in the vicinity of the Marlborough - Southborough town line at Fisher Road. It is the understanding of the Town of Southborough that the joint forces of the Southborough Highway Department and the Marlborough Public Works Dept. will work to resolve this problem during the coming summer season.

TOWN DEPARTMENTS (cont.)

Highway - Letter to Richard Slamin, 35 Westboro Road, Marlboro 01752 answering his 4/2 letter enclosing copy of 3/29/79 letter from Ronald Guest, Executive Aide to the Mayor of Marlborough, and the return letter from Admin. Asst. Lundblad to Mr. Guest concerning the seasonal flooding problem in the vicinity of the Marlborough-Southborough town line at Fisher Road.

Highway - Certified letter to John R. O'Neill, Esq., Sheridan, Garrahan and Lander, 160 Cochituate Road, Framingham transmitting Bond No. 90-716554 of the Maryland Casualty Company of Baltimore, Maryland, on behalf of Paramount Development Associates, Inc. (formerly Cerel-Perini Associates, Inc.) in favor of the Town of Southborough in the amount of \$7,275.00, effective June 29, 1966. The Board authorized the release of the bond based upon the decision of the Board at this April 3, 1979 meeting.

TOWN BOARDS

THUG - Letter to Philip G. Mauch, Chairman, Board of Health, re his letter to the Board on March 29th, as regards the problem of assigning meetings by other Boards to the Board of Health office. The Selectmen advised that they would be willing to have a meeting with the Board of Health and would like the Town Hall Users Group to be present.

Conservation - Letter to Gerald Lamy, G. A. Lamy Insurance Agency, Inc., 1 Boston Road acknowledging receipt of correspondence from Guerard Survey Company & Associates, P. O. Box 364, Westboro, Massachusetts concerning Lots 3 and 4 on Route 30 in Southborough. Information furnished by Richard W. Guerard as well as attached plans fully satisfy the requirement under the Flood Hazard legislation; therefore, the processing of Mr. Lamy's zoning permits will proceed immediately.

STATE AGENCIES

Letter to Sereno Johnson, 120 Northboro Road enclosing correspondence received April 3, 1979 from Kevin P. Duggan, Asst. to the Commissioner, Metropolitan District Commission, reaffirming the departmental policy regarding the cutting of trees on Northboro Road. (The MDC is not willing to permit this sort of tree cutting.)

cc: Charles Johnson, 175 Main St.; John W. Boland, Highway Supt.

Letter to Karla J. Kelley, District Sanitarian, State Department of Public Health, enclosing April 2, 1979 letter from William C. Harpster, Sergeant in Charge, Southborough Police Dept., stating that the deficiencies noted in Ms. Kelley's March 9, 1979 letter have been remedied.

STATE AGENCIES (cont.)

Letter to Robert Shea, Department of Public Works, 403 Belmont Street, Worcester, MA 01604, advising that correspondence between the Town and Western Electric has been sent, under separate cover, concerning the traffic signal at Crystal Pond Road and Route 9. The Town is willing to work with Western Electric and/or the owners of the Crandall-Hicks facility to further improve the traffic flow at this location.

TROTTHING PARK

MEMORANDUM to the Marlborough Trotting Park File, re the procedure for improving the railcrossing at the Trotting Park. The Town should first have a determination made as to whether or not the current crossing is a private crossing or a public crossing.

MEMORANDUM to the Marlborough Trotting Park File, re conversation April 2, 1979 with Lorainne Payne and John Connery of the Metropolitan Area Planning Council regarding the proposed ENF for the Marlborough Trotting Park.

Letters to Conservation Commission Chairman, Delia Mulvaney; and Planning Board Chairman, Donald Dillman enclosing a copy of comments of Environmental Notification Form used by the Commonwealth of Massachusetts for projects such as the Marlborough Trotting Park. State regulations require that the Planning Board and the Conservation Commission comment on the appropriateness of the request (20 days from the date of publication to comment on the request by the City of Marlborough).

Letter to Conservation Commission Chairman, Delia Mulvaney, re the problem of illegal filling at the Trotting Park on the Southborough/Marlborough line, requesting the Conservation Commission to investigate the filling of wetland and stream flood hazard areas both with rock, soil and earth fill as well as with refuse.

LICENSES/PERMITS

Board noted March 28, 1979 letter from Christopher H. Shaw, Public Relations Administrator for Big Brother, Big Sister, Framingham advising of the Walk-A-Thon to be held May 19th (rain date May 26th) to raise money for the Big Brother - Big Sister Organization; a Walk-A-Thon Proposal was enclosed. It was requested that the week of May 19 - 26 or May 26 - June 2 (Rain Date) be proclaimed "Big Brother - Big Sister Week".

FEDERAL AGENCIES

Letter to Edward A. Thomas, Regional Director, Federal Insurance Administration, requesting his agency to designate the precise areas of the Flood Hazard Areas along Wood Street in the southwest corner of the Town.

Letter to Nick M. Nibi, Director, Office of Regional Housing, PWP Planning Program, Dept. of Housing and Urban Development, Boston advising that the Project P-MA-3040 for preliminary storm drainage study (1959) was never implemented and as these decisions not to implement are now twenty years old, it is difficult to give the precise reason why implementation was never undertaken. In reference to Form HUD-4435 comments were included to offer some explanation of the answers given to questions 1 through 7.

TROTTHING PARK

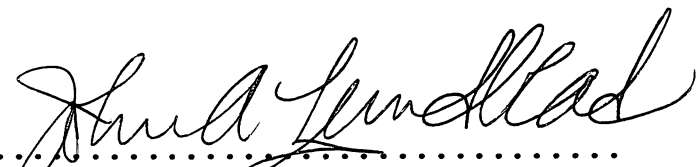
Letters to Planning Board Chairman, Donald Dillman; Conservation Commission Chairman, Delia Mulvaney; and Recreation Commission Chairman, Joseph Madison, advising that the City of Marlborough has scheduled a meeting to be held on May 1, 1979 at 7:30 p.m. at the West Meeting House, 86 Pleasant Street, Marlborough to discuss the long-range development plans for the Marlborough Trotting Park.

cc: Ronald Guest, Executive Aide to the Mayor.

Selectmen signed the following Treasury Warrants:

| | |
|---------------------------|---------------------------|
| TW # 137 for \$ 67,000.00 | |
| TW # 138 for \$ 24,039.73 | |
| TW # 139 for \$ 16,716.87 | |
| TW # 140 for \$ 25,885.70 | |
| TW # 26 for \$ 28,000.00 | (FEDERAL REVENUE SHARING) |

11:50 p.m. VOTED to adjourn the meeting.


.....
John A. Lundblad, Admin. Assistant

jal/dp

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

Monday, April 9, 1979

6:30 p.m. at the Albert S. Woodward Middle School.


Present: Chairman Thomas W. McAuliffe, Sel. Paul R. O'Connell, Jr.,
Sel. Donna L. McDaniel, Admin. Asst. John A. Lundblad.

Selectmen discussed various Warrant Articles and Budgets for the Annual Town Meeting which convened at 7 p.m. In addition, the Selectmen reviewed the Revenue Sharing recommendations from the Proposed Use Hearing on April 3rd.

The Board of Selectmen signed the contracts for the Highway and Water Department Laborers' Unions which were duly executed by Union representatives earlier in the day.

The Board of Selectmen considered a request for \$1500 from an appropriate trust fund source for engraving the names of the remaining Korean and Viet-Nam Veterans on the War Memorial Monument on the Common. No decision was reached.

7:00 p.m. VOTED to adjourn the meeting.


.....
John A. Lundblad, Admin. Assistant

jal/dp

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

Tuesday, April 10, 1979

7 p.m. at the Albert S. Woodward Middle School.

Present: Chairman Thomas W. McAuliffe, Sel. Paul R. O'Connell, Jr.,
Sel. Donna L. McDaniel, Admin. Asst. John A. Lundblad.

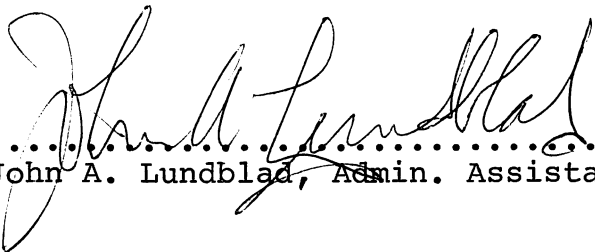
Selectmen signed the following Treasury Warrants:

| | | | |
|------|-----|--------|-------------------------------------|
| TW # | 141 | for \$ | 92,571.39 |
| TW # | 142 | for \$ | 150,817.21 |
| TW # | 143 | for \$ | 17,788.04 |
| TW # | 27 | for \$ | 55,556.92 (Federal Revenue Sharing) |

Selectmen signed a Proclamation to the Southborough Companies of Militia and Minute Men regarding the upcoming Patriot's Day celebration.

Selectmen also noted Memo from the Admin. Assistant regarding liquor licensing procedures whereby an additional package goods license could be achieved if a Town Meeting voted to direct the Selectmen to petition the General Court for the same.

7:30 p.m. VOTED to adjourn the meeting.


.....
John A. Lundblad, Admin. Assistant

jal/dp

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

Tuesday, April 17, 1979

7 p.m. at the Albert S. Woodward Middle School.

Present: Chairman Thomas W. McAuliffe, Sel. Paul R. O'Connell, Jr.,
Sel. Donna L. McDaniel, Admin. Asst. John A. Lundblad.

Selectmen signed the following Treasury Warrants:

| | |
|----------------|------------|
| TW #144 for \$ | 16,157.62 |
| TW #145 for \$ | 163,064.79 |
| TW #146 for \$ | 70,350.04 |
| TW # 28 for \$ | 55,000.00 |

The Board of Selectmen reviewed three requests for transfer to be forwarded to the Advisory Committee. Said request from the Reserve Fund for \$5,576.73 for the Police Department; \$20,861.00 for the Fire Department and \$2,002.74 for the Central Services Budget.

The Board of Selectmen considered correspondence from Grant Mayne, DVM, regarding Dr. Mayne's request for a Zoning Permit to construct a racquet ball court club on property adjacent to the Veterinary Clinic, also identified as 116 Middle Road. The Board of Selectmen VOTED unanimously to DENY this request and refer the matter to the Zoning Board of Appeals.

TOWN BOARDS

Letter to Ann Dockstader, Chairman, Advisory Committee enclosing a copy of a Request for Transfer of \$5,576.73 from the Reserve Fund to the Police Department.

Letter to Ann Dockstader, Chairman, Advisory Committee attaching a Request from the Reserve Fund for \$20,861.00 for the Fire Department.

Letter to Ann Dockstader, Chairman, Advisory Committee enclosing a Request for Transfer for overruns experienced because of the Town Report and the Advisory Report.

7:30 p.m. VOTED to adjourn the meeting.

.....
John A. Lundblad, Admin. Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN

Tuesday, April 24, 1979

7:30 p.m. Present: Chairman Thomas W. McAuliffe, Sel. Paul R. O'Connell, Jr., Admin. Asst. John Lundblad.
(Sel. Donna McDaniel arrived at 7:40 p.m.)
Also present: Fire Chief Brock, One Bidder and Two Citizens.

Chairman McAuliffe read the Legal Ad for the Ambulance Bids. The Bids were opened and publicly read. Four bidders had presented proposals to the Town for a total of seven vehicles; a summary of bids is attached. Sel. O'Connell moved at 7:45 p.m. that the bids be taken under advisement and that Chief Brock be offered the opportunity to review them and recommend to the Selectmen his choice. Chief Brock chose to review these immediately to determine if the low bidder was a qualified bidder. He would prefer to see an award this evening.

Chairman McAuliffe read a petition from the residents of Partridge Hill Road and Crestview Drive. After a discussion regarding the problem in this vicinity as well as in the vicinity of Middle Road and other areas in Town, the Board of Selectmen voted that the traffic rules and orders of the Town of Southborough originally adopted on November 14, 1972 be and are hereby amended as follows:

By adding at the end of Article V, Section 5-6 the following new description; on White Bagley Road from Boston Road to State Route 9 on both sides of the road.

The Board of Selectmen then voted that the traffic rules and orders of the Town of Southborough adopted on November 14, 1972 be and are hereby amended as follows:

By adding at the end of Article V, Section 5-6 the following new description; on Middle Road from the intersection of Main Street to the intersection of State Route 9 on both sides of the road.

Selectmen also noted that serious problems exist on Willow Street and Acre Bridge Road; however, the problems in these two areas require different treatment.

The Motion was moved by Sel. Donna McDaniel, seconded by Sel. Paul R. O'Connell, Jr., APPROVED unanimously by the Board of Selectmen. Selectmen also noted that additional work will be done on White Bagley Road to discourage people from physically moving their vehicle off the road into the gravel and sandy areas to further discourage violations of this Traffic Order.

8:07 p.m. The Selectmen met with Chief Brock to discuss the ambulance. Chief Brock noted that only one bid was within the bid price; that was Parks Superior Sales, Inc., of Conn. That bid was for \$20,815.00. It was noted that this vehicle listed for \$26,000 in other states, but that a collective purchasing arrangement organized through the State for the past year allowed a number of these to be built to Massachusetts spec, unfortunately one vehicle was not purchased and that vehicle is now available, a 1978 Superior 61-M, Type I, Class I ambulance on a Chevrolet chassis. It was noted that the list price originally for the 1978 unit was \$28,251.93, minus a special discount from Superior Coach, the manufacturer, of \$7,436.93 leaving a net price for this unit delivered to Southborough, Massachusetts, \$20,815.00. Mr. John Brown of Parks Superior Sales, Inc. of Conn. was present. He noted that this vehicle met with the specifications for the Commonwealth of Massachusetts and was outside in the parking lot if the Selectmen wished to inspect it. Sel. O'Connell asked Chief Brock if he had inspected it and if it was satisfactory to him; the Chief replied in the affirmative. Further, Chief Brock noted that except for the missing stainless steel rub rail, the vehicle was built to Massachusetts specifications required by the Emergency Medical Service Division of the Department of Public Health. Sel. O'Connell moved that the Town of Southborough accept the bid of Parks Superior Sales, Inc. of Conn., 179 Main Street, Somersville, Conn. 06072 for a 1978 Superior 61-M, Type I, Class I ambulance on a Chevrolet chassis. Further noting that this vehicle was new with 1,650 miles on it, the purchase price was for \$20,815.00 delivered to Southborough, Massachusetts. The Motion was seconded by Sel. McDaniel and APPROVED by unanimous voice VOTE of the Board of Selectmen.

The Selectmen then selected two jurors; Hilary Owen of 6 Strawberry Hill and Clarence E. Chambers of 6 Wood Street.

STATE DEPARTMENT OF PUBLIC WORKS

Letter to Henry C. Holmes, P.E., District Highway Engineer, State Department of Public Works, 403 Belmont Street, Worcester, MA 01604 enclosing a copy of the Minutes of the Board of Selectmen's Meeting for April 24, 1979 which amended the Town's Traffic Rules and Regulations to establish "No Parking" zones on Middle Road and White Bagley Road in the Town of Southborough. cc: Town Clerk.

TOWN DEPARTMENTS

Highway- Letter to Richard M. Slamin, 35 Westborough Road, Marlboro, MA 01752 re the flooding problem at Fisher Road. The Board of Selectmen stated that it would be willing to meet with him concerning this problem after written commitment from the City of Marlborough regarding its share of the solution is received.

CC: John W. Boland, Highway Supt.; Ronald G. Guest Executive Aid to the Mayor of Marlborough.

BID TABULATION

SOUTHBOROUGH, MA

DATE: April 24, 1979 SUBJECT: NEW UNUSED AMBULANCE, TYPE I
CLASS I, FIRE DEPARTMENT

| NAME, ADDRESS & TELEPHONE | BASE BID | ALTERNATE NUMBERS | | | NET BID | REMARKS |
|---|-------------|-------------------|---|---|--------------------------|--|
| | | Less: 1 | 2 | 3 | | |
| 1. Robert L. Parks, Jr., Treasurer Parks Superior Sales, Inc. of Conn. 179 Main St. Somerville, Conn. 06072 Tel: (203) 749-2218 | \$29,748.89 | \$3,548.89 | | | \$26,200.00 delivered | Less no-trade disc. |
| | | 4 | 5 | 6 | | |
| * Robert L. Parks, Jr., Treasurer Parks Superior Sales, Inc. of Conn. 179 Main St., Somerville, Conn. Tel: (203) 749-2218 | \$28,251.93 | \$7,436.93 | | | \$20,815.00 delivered | Less: Special Discount from Superior Coach |
| | | 4 | 5 | 6 | | |
| 2. S. H. Kaplan, V.P. Miller Meteor Sales, Inc. 322B Washington St. Brookline, MA 02146 Tel: 738-0777 | \$28,600.00 | | | | \$28,600.00 | Modulance on Ford or Chevrolet chassis |
| | | 1 | 2 | 3 | | |
| S. H. Kaplan, V.P. Miller Meteor Sales, Inc. 322B Washington St. Brookline, MA 02146 Tel: 738-0777 | \$26,300.00 | | | | \$26,300.00 | Modulance II on either chassis |
| | | 1 | 2 | 3 | | |
| 3. T. B. Boot Custom Emergency Vehicles of N.E. P.O.Box 724, Ellsworth, ME 04605 Tel: (207) 667-7224 | \$27,500.00 | | | | \$27,500.00 | |
| | | 1 | 2 | 3 | | |
| 4. James J. Ryan, Jr., Sales Mgr. Bay State Ambulance Sales 163 Eastern Avenue Malden, MA 02148 Tel.: 324-9405 | \$25,530.00 | | | | \$25,530.00 | Chev. 454 single wheel |
| | | 1 | 2 | 3 | | |
| James J. Ryan, Jr., Sales Mgr. Bay State Ambulance Sales 163 Eastern Avenue Malden, MA 02148 Tel: 324-9405 | \$26,619.00 | | | | \$26,619.00 | Ford 460 Dual wheels |
| | | 1 | 2 | 3 | | |
| | | 4 | 5 | 6 | | |
| | | 4 | 5 | 6 | | |

* 4/24/79 Contract awarded to Parks Superior Sales, Inc. of Conn. for \$20,815.00.

Highway- Letter to Ronald G. Guest, Executive Aide to the Mayor, City of Marlborough re the drainage problem on the Marlborough/Southborough line at Westboro and Fisher Roads. The Board of Selectmen is awaiting confirmation from the City of Marlborough that its Public Works Department or contractors hired by them will cooperate with the Town of Southborough in relieving this problem. (Richard Slamin of 35 Westboro Road has requested a meeting with the Board to insure that this problem will be solved during the coming work season).

Board noted April 10, 1979 letter from Town Clerk Paul J. Berry stating that on April 12, 1979 he would be mailing to the Printers a print-out Ballot for the 1979 Annual Town Election. Questions to be put on the Ballot should be submitted to the Town Clerk's Office by April 12, 1979 with a summary.

re 1959 Storm Drainage Study - (Contract No.H-(102)-219
Board noted April 16, 1979 letter from the Department of Housing and Urban Development, Boston, MA 02203 re preliminary planning of storm drainage facilities, asking if Highway Supt. John Boland could develop a colored-line overlay of all drainage work in the community and should incorporate those facilities noted in the Selectmen's letter of April 10.

Board noted April 6, 1979 letter from Deborah M. Pearse, for the Firehouse Preservation Trust Partnership, 14 Main Street, Southborough requesting the decision of the Town regarding the sale of the old Fire Station, 5 Main Street.

NOTICE of Zoning Board of Appeals Public Hearing April 30, 1979
on the petition of Clayton W. and Susan S. Adams, 21 Flagg Road, with respect to a variance to permit the construction of a single family dwelling on a lot that does not have the necessary frontage upon a public way as required by Section VI of the Zoning-By-Law. The zoning district is Residence A.

Letter to John W. Boland, Highway Superintendent attaching a copy of the plans of the proposed change in layout of Routes 9 and 30 for the Framingham Industrial Park. The Highway Supt. is to contact Mr. Krekorian of the State Department of Public Works in Boston to insure that all of the catch basins, culverts or whatever are built into the relocation plan for that intersection (Valley Road) and for the stretch of road from the intersection to New York Avenue.

Letter to Fire Chief Edward F. Brock re the approval April 24, 1979 by the Advisory Committee of the acquisition of the Federal Surplus 1½ Ton 4-wheel drive vehicle for the Fire Department. In regard to the Transfer Request which was filed, the Advisory Committee has expressed a willingness to fund the salary line item as needed, but would prefer to wait a week or two to see if any other transfer requests have been contemplated by other departments since the \$28,000 request is almost half of the Reserve Fund.

Letter to Sgt. William C. Harpster, Police Department re the Advisory Committee's approval of the acquisition of the 1½ ton 4-wheel drive vehicle. As previously stated, the Selectmen authorized Sgt. Harpster or Chief Edward Brock to enter into whatever agreement is necessary to acquire this property for the Town. In regard to the Transfer Request for the Police Department, the Advisory Committee preferred to hold off this and other transfer requests that are not imperative at the moment. (Preferably until the end of May when the Advisory Committee will have a better idea of the status of the other transfer requests).

Letter to Elaine M. Hinckley, Town Accountant, advising that under separate cover she would receive a duly executed transfer form from the Advisory Committee for the Central Services Budget. The Advisory Committee would prefer to wait two or three weeks in regard to the Police and Fire Department Budgets to get a better understanding of the spending pattern regarding the salary items.

Board noted April 4, 1979 letter from Town Account^{ant} Hinckley re the 1974 study completed by Walter Amory, Consultant Engineer, for the purpose of designing a rate schedule which would generate sufficient revenue to cover both the cost of system operation and maintenance as well as capital costs for water system improvement.

NOTICE of "Hatch Act" Public Hearing May 1, 1979 by Conservation Commission - The applicant, Bates Brook Realty Trust for Williams Trailer Sales, 21 Turnpike Road, proposes to level an area within 100 feet of a brook to expand storage of travel trailers. I.D.C. was notified of this Hearing.

LEGAL

Letter to Town Counsel Frederick A. Busconi re the recording of the deeds for Bantry, Banfill, Fairview and Learned Streets. Town Counsel was advised that the linens should also be recorded with the Registry of Deeds for these four public ways. Under the Subdivision Control Law, it is the responsibility of the Planning Board to sign the linens for Banfill, Fairview and Bantry. In the case of Learned Street it was advised that Town Counsel seek the authority to execute the linen which can be defined either from the Registry of Deeds or in the statute.

Town Counsel's Opinion - Letter to Donald F. Dillman, Chairman, Planning Board enclosing a copy of the legal opinion submitted by Town Counsel Busconi dated April 24, 1979 regarding Phipps Road, Southborough. Town Counsel is of the opinion that Phipps Road is not an accepted Town Road.

FEDERAL FUNDING

Board noted letter from Office of the Secretary of the Treasury, Washington, D.C. enclosing data for the Entitlement Period II (October 1, 1979 - September 30, 1980) on the ORS Form 3233.

Letter to Federal Insurance Administration (HUD), 15 New Chardon Street, Boston, MA 02114 explaining the Town's Annual Report for 1978. (In particular - Section I. Subsection d. Recent Flooding on January 25, 1979 and Section II. Subsection b. Coordination - flood plain management program-coordination problem with the City of Marlborough.

STATE AGENCIES

Board noted April 3, 1979 letter from Joel A. Lerner, Director, Executive Office of Environmental Affairs, Division of Conservation Services, Boston, advising that field representative Frank Columbo will be contacting the Selectmen's office. He will have a copy of the rules and regulations which were in effect at the time of the Trotting Park funding decision.

Board noted April 4, 1979 letter to Robert J. Kane, Director, Department of Planning and Community Development, 56 Pleasant Street, Marlborough, MA 01752 from Jonathan G. Truslow, Acting Executive Director MAPC, Boston, MA 02103, re a review of Urban Self-Help Application submitted by the City of Marlborough. The Council endorsed all projects described in the application except the project for Parcel V. It was recommended that Marlborough meet with the appropriate Southborough officials to discuss their present objections.

Board noted April 6, 1979 letter from Baypath Senior Citizens Services, Inc., 5 Edgell Road, Suite 27, Framingham re request for proposals for Title III second round money.

SITE PLAN

Letter to Carol and Henry Welch, 22 Main Street re their submission of a Site Plan for House of Flowers, stating that the Board agreed that a full Site Plan was not necessary given the minimum displacement necessary to renovate their existing garage.

LICENSES/PERMITS

Board GRANTED Lincoln Square Club c/o Loretta Nelson, 11 Prentiss Street, Southborough a 1-day license for wines and malt beverages only, for a Country Western Dance at St. Anne's Parish Hall, Boston Road, from the hours of 8:00p.m. to 12:30 p.m. Saturday, June 2, 1979.

GRANTED - A permit to Ken Carlson, Commonwealth Gas Co. April 24, 1979 to use, open, construct or occupy #47 Central Street from April 16, 1979 to May 16, 1979.

Letter to William Mauro, 39 Boston Road re the Board's vote to permit him to withdraw his application for a full-alcoholic package goods store license. His request of 4/16 will be kept on file until a regular or Special Town Meeting is held so he can submit an Article in the Town Warrant seeking this License.

PROCLAMATION

PROCLAMATION - Municipal Clerk's Week - May 13 - 19, 1979 signed by Chairman Thomas W. McAuliffe.

COMMONWEALTH OF MASSACHUSETTS

Board noted letter received April 10, 1979 from the Commonwealth of Massachusetts, Division of Employment Security, Boston, Lawrence A. Buckley, Determinations Department, re the eligibility of school personnel for unemployment insurance benefits.

WORCESTER COUNTY TREASURER

Board noted March 30, 1979 letter received from Michael J. Donoghue, Worcester County Treasurer re the Administrative Assistant letter of March 20, 1979 concerning refunds from the County Dog Fund and questions raised concerning this Fund.

WORCESTER COUNTY REVENUE SHARING

Letters to Representative Charles F. Flaherty, Jr., House Chairman of Committee on Counties and Senator B. Joseph Tully, Senate Chairman of Committee on Counties advising that the Board at it's April 24th meeting VOTED unanimously to inform their committees of the proceedings of the Revenue Sharing Hearing held in Worcester on Tuesday, April 24. Chairman McAuliffe suggested that the Revenue Sharing funds be allotted to the County Jail and the County Hospital in equal amounts, and further, that the Revenue Sharing funds be used to REDUCE the total budget amount which would be normally assessed to cities and towns in Worcester County. The Worcester County Advisory Board recommended to the Worcester County Commissioners that the entire Revenue Sharing allotment be used to offset the budget as submitted and not be used for further programs, further jobs, further capital improvements; the Worcester County Commissioners concurred with this recommendation. The Southborough Board of Selectmen wished to go on record strongly supporting this recommendation made by the County Advisory Committee and the resulting acceptance of this recommendation by the Worcester County Commissioners.

PURCHASING/CONTRACTS

Letter to Miller Meteor Sales, Inc.; Custom Emergency Vehicles of N. E. ; and Bay State Ambulance Sales informing these companies that the Board at this meeting awarded the contract for the purchase of a new unused ambulance, "Type I", Class I, to Superior Sales Inc. of Conn., Somersville, Connecticut, for the net bid price of \$20,815.00.

Selectmen signed the following Treasury Warrants:

| | | | |
|------|-----|--------|------------|
| TW # | 147 | for \$ | 100,000.00 |
| TW # | 148 | for \$ | 65,000.00 |
| TW # | 149 | for \$ | 4,501.95 |
| TW # | 150 | for \$ | 89,144.21 |
| TW # | 151 | for \$ | 78,658.97 |
| TW # | 29 | for \$ | 55,000.00 |

mfm

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, May 1, 1979

Administrative Assistant John Lundblad's final minutes are not available at this time.

CORRESPONDENCE

TOWN DEPARTMENT

Highway. Board noted April 25, 1979 letter from E. W. Armstrong, Jr., President, Crandall-Hicks Company, Southborough re the possibility of a common driveway with Western Electric; however, Crandall-Hicks Company would not make a firm commitment to this project until they had received firm information as to the layout and cost involved.

Board noted April 25, 1979 letter to Charles F. Hamel, Dog Officer, 224 Boston Road from Philip G. Mauch, Chairman, Southborough Board of Health, enclosing a license to obtain, receive or purchase hypodermic needles or syringes and to store them at his home located at 224 Boston Road.

Selectmen. Certified Letter to Frank Rossi, Terminal Manager, Pacific Intermountain Express, 162 Cordaville Road, re the storage of more than one unregistered motor vehicle in the vicinity of the Advanced Design facility on the P.I.E. property (corner of Mt. Vickery Rd. and Rt. 85). These vehicles are to be removed within ten days as provided under Article XI-B, Subsections 4, 5 and 6 of the Town By-Laws.

LICENSE/PERMITS

Letter to Don Woods, Secretary, Southborough Bison, Brothers of the Brush, P.O. Box 293, Fayville acknowledging his letter of April 24 concerning a flea market which the Southborough Brothers are sponsoring at Choate Field, Woodward School, on Sunday, June 10, from 9 a.m. to 4:30 p.m. The Board VOTED to GRANT permission to hold this flea market so long as the Selectmen's Office is furnished assurance that the School Committee has granted permission to use this facility; and further, so long as at least one police officer is on private duty during the flea market hours.

Ingersoll-Rand Equip. Corp., 300 Turnpike Road. Fuel Storage License was GRANTED by the Board to permit the firm to store 10,000 gallons of petroleum products underground: 5,000 gallons of gasoline and 5,000 gallons of diesel fuel. Conditions; 1) an accurate plot plan of the location of the existing and future underground storage tanks detailed in this License must be furnished; 2) the installation of these tanks must be supervised by Fire Chief Edward F. Brock or his designee.

TRUST FUND

Board noted April 24, 1979 letter to David O. Whittemore, Attorney for the Trustees of the Choate Trust Fund, 118 Union Ave., Framingham from Town Treasurer Ruth C. Johnson re the vote of the Town of Southborough at its Annual Town Meeting in April of 1978 (Article 48) to authorize the Treasurer to become responsible for the maintenance and care of the Choate Fund. The income derived from this Fund will be used to provide the same kind of prizes and awards originally set up in the will of Charles F. Choate.

STATE LEGISLATION

Board noted copy of new "Drinking Age" Law and a summary of this new "Drinking Law" received from the Alcoholic Beverages Control Commission on April 26.

INSURANCE

Board noted memorandum from Admin. Asst. Lundblad re unemployment insurance coverage for school employees.

TRAFFIC

Letter to Eleanor M. Firmin, 6 Main St., P.O. Box 172 Advising that the Selectmen reviewed her April 28 letter concerning the traffic problem at the corner of Park St. and Main St. and have instructed Highway Supt. Boland to erect delineators with reflectors to warn traffic of the limits of her property.

TOWN BOARD

Board noted May 1, 1979 letter to Marlborough Fair Assoc. Inc., c/o William Downey Estate, 185 Church St., Marlborough from Conservation Commission. Chairman Delia Mulvaney advising that a Notice of Intent must be filed as it has been determined that trash was being deposited within 100' of a wetland on the portion known as the Marlborough Trotting Park, located in Southborough off Stowe Rd.

THUG

Letter to Paul e Brefka, Chairman, Town Hall Users Group re difficulties experienced with "AC-1", the air-conditioning unit for the Town House Hearing Room. Powers Control advised that the warranty period had expired in the beginning of March and that a purchase order would have to be issued for any subsequent service. The Board advised Mr. Brefka to utilize the services of Town Counsel in the event it would be necessary. (The Admin. Asst. had requested written information regarding the basis for this decision on their part as well as written statement regarding who on the part of the Town had "accepted: the system in February or March of 1978.)

LEGAL

Letter to Town Counsel F. A. Busconi attaching April 19, 1979 letter from the Board of Health to Paul J. Fantoni of Bare-Tracts, Inc. regarding the suspension of Board of Health permits on Lot 13, 28, 30, 39, 40, 41 and 50 Fairview Dr. (Southborough Farms Subdivision). The Board of Selectmen requested his opinion of the status of existing building and zoning permits in the light of this action by the Board of Health.

WORCESTER COUNTY RETIREMENT SYSTEM

Letter to Advisory Committee Chairman, Ann Dockstader re the establishment of April 29th as the retirement date for Arthur Cannon as a Southboro Firefighter. (Last date of pay was established as April 28). Mr. Cannon will be added to the Worcester Retirement System Benefit List effective April 29, 1979.

REVENUE SHARING

Letter to The Honorable Joseph D. Early, 1032 Longworth House Office Building, Washington, D.C. advising that the Board of Selectmen strongly supports the retention of the Revenue Sharing Act; and urges him to keep Revenue Sharing in its current form at least as concerns the determination of entitlement for local government.

FEDERAL AGENCY

Letter to Donald Dillman, Chairman Planning Board, re the 1959 Storm Drainage Study. The Project Engineer for these projects, Mr. Jack Nazar, from the HUD office in Boston, after reviewing the plan, feels that the plan is still valid and that the work done by Whitman & Howard in 1959 is relevant for many areas of the Town. It will be kept as a current project and in the event that the Town chooses to implement, then the Town would have to negotiate with HUD to compensate them for the work done twenty years ago.

Board noted April 30, 1979 letter from Edward A. Thomas, Regional Director, Insurance and Hazard Mitigation, Federal Emergency Management Agency, Boston answering Board's April 12, 1979 letter to have HUD designate precise flood limits of flood hazard areas along Wood Street. The Soil Conservation Service (SCS) has performed a detailed hydrologic analysis of the Upper Sudbury River. Based on the SCS analysis, the 100 year flood elevation varies from 261 feet above mean sea level (ft. msl) to 257 ft., msl.

Letter to Congressman Joseph D. Early, Washington, D.C. advising that the Town's work with Mr. Jack Nazar, of the Area Office of the U.S. Department of Housing and Urban Development, has satisfactorily brought the 1959 Town-wide

drainage study up to compliance. Mr. Nazar and Highway Supt. Boland recommend that the plan still has workable sections and should not be written off as the Board had earlier requested.

TROTting PARK

Board noted April 28, 1979 letter to John A. Bewick, Sec. of Environmental Affairs, Boston from Conservation Commission Chariman Mulvaney re the Marlborough Trotting Track, Maple Street, Marlborough. The Conservation Commisison felt that an Environmental Impact Report should be required to cover several topics of concern to them.

MAPC

Letter to Jonathan Truslow, Acting Executive Director, Metropolitan Area Planning Council, 44 School St., Boston, MA 02108 re the updating of the Town's progress regarding 208 recommendations. One recommendation which the Town is comerned over and which some progress has been made is the sealing over of the old landfill off Parkerville Road. Last year the Town installed the most critical street and field drainage to divert the runoff from the larger of the two watersheds adjacent to the landfill. To date no activity has begun concerning the capping of the landfill. It is this task which the Town would like to discuss with MAPC as a possible technical assistance project.

Selectmen signed the following Treasury Warrants:

| | | |
|----------------|------------|---------------------------|
| TW #152 for \$ | 226,000.00 | |
| TW #153 for \$ | 23,710.85 | |
| TW #153A " | 15,688.17 | |
| TW #154 " | 5,662.37 | |
| TW # 30 " | 56,000.00 | (FEDERAL REVENUE SHARING) |
| TW # 31 " | 100,000.00 | (FEDERAL REVENUE SHARING) |

John A. Lundblad, Administrative Assistant

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MINUTES OF MEETING
BOARD OF SELECTMEN

Tuesday, May 8, 1979

Present: Chairman Thomas W. McAuliffe, Sel. Paul R. O'Connell, Jr.,
Sel. Donna McDaniel; Admin. Assistant John A. Lundblad.

7:30 p.m. Fire Chief Edward Brock; Peter Merloni of Wellesley Crane
to Service Company. Wellesley Crane Service Company, 251

7:40 p.m. Boston Rd. (near Lamb Hill Road) requested an increase in
their fuel storage license to include 100,000 gallons of
gasoline. Chairman McAuliffe read the Legal Ad aloud.

Mr. Merloni presented the plans showing the location of
the tanks in the ground; in addition, he demonstrated that all abutters
were notified by mailing of certified mail. The site in question
would be 60 feet away from the building with two 5,000 gallon tanks
buried according to the Fire Chief's requirements. Fire Chief Brock
stated that he had no problems with the proposal as submitted. The
only requirement he knew of was a ten foot setback from the lot line
and this was adequate. Sel. Paul O'Connell noted that the proposed
location seemed satisfactory. He so moved and the Board VOTED to
APPROVE the submission of the plan providing that two more copies
are furnished to the Town; one for the Town Clerk and one for the
Fire Chief and that the license be subject to on site approval of the
inspection by Chief Brock. License now is for storage underground in
tanks of 5,000 gallons of gasoline. This license supersedes all
previous licenses issued.

7:40 p.m. The Selectmen met with Kevin Molloy and his father,
to Martin Molloy of 13 Pinecone Lane, regarding a complaint

7:50 p.m. from Kevin concerning a pot-hole accident involving
his bicycle. Kevin Molloy identified the location of
the hole and the circumstances regarding the incident.

The Selectmen stated they would refer this matter to
the Town Counsel and the Highway Superintendent. The Highway Super-
intendent would inspect the location; Town Counsel would determine
whether or not the statute covered the expenses submitted and re-
commend to the Board of Selectmen for action.

7:58 p.m. The Selectmen met with Sgt. William J. Colleary, Sgt. in
to Charge of Police Department. Sgt. Colleary presented the

8:00 p.m. Board of Selectmen with the drug book, "A Reason for
Tears" which was paid for by donations from area business-
men.

Selectmen then considered a request from Joan Sigel as concerns the
use of property at 228 Turnpike Road, Southborough for an Antique/
Gourmet Shop. Sel. O'Connell asked how long this property was
vacant. Admin. Asst. Lundblad noted that it has been vacant for at
least one year, but no longer than fourteen or fifteen months. Ms.
Lanza stated that the property had been vacant well over two years,
at which time Mr. Lundblad produced records from the Board of
Selectmen's Office indicating that at least until November of 1977
the property was occupied by Robert White. Subsequent to that
occupancy, another couple ran an antique business from the same
location for at least four to six months before closing.

Therefore it was concluded that the building has been vacant no more than twelve to fourteen months. Sel. O'Connell noted that, in that case, the pre-existing, nonconforming use had not been abandoned under provisions of Chapter 808; therefore, the continuation of the nonconforming, pre-existing use would be permitted; a Site Plan would be required.

In reviewing correspondence from Chevron Oil Company, Selectmen requested that Admin. Asst. Lundblad work with Highway Supt. Boland regarding the adequacy of fuel storage facilities for the Town.

In addition, the Selectmen requested that the Admin. Asst. and Highway Supt. work with the Fire Chief to put together some sort of short press release regarding storage of motor vehicle fuels in unauthorized quantities, in unauthorized containers.

Selectmen reviewed correspondence from the U.S. Dept. of Housing and Urban Development regarding the Town's Storm Drain Study of 1959. Selectmen accepted the recommendation as presented in a letter and encouraged Highway Supt. and Admin. Asst. to contact HUD to determine if it would be possible to upgrade the preliminary drainage study.

Selectmen approved the request of the Rotary Club to hang its banner announcing the Pancake Breakfast.

Selectmen O'Connell commented on the Trust Fund memorandum from Ruth C. Johnson, Town Treasurer. He noted that the Trust Fund Management Committee was one additional example of Mrs. Johnson's professional approach to the Treasurer/Collector Office.

Sel. McDaniel gave a brief report on Resource Recovery meetings held in the region. She indicated that the Worcester City Council has not yet approved the location of the facility with Norton Company.

Admin. Asst. Lundblad noted that a meeting would be held with Crandall-Hicks and Western Electric May 15, 1979 at 9:00 a.m. at Western Electric regarding the improvement of the intersection at Crystal Pond Road and Route 9.

Ms. Lanza noted that a warehousing activity had been undertaken at the former Lamy's General Store on Route 30, Boston Road; requested

that the Selectmen investigate the matter to determine if a Site Plan is necessary.

Sel. McDaniel gave a brief presentation regarding the Upper Sudbury River Water Supply Amendment Study. She noted that C.E. Maguire would be producing a document within two weeks offering preliminary recommendations regarding the land use in Southborough as well as addressing issues such as the Treatment Plant, the settling basin, the possibility of heavy metal sludge and the possibility of lowering the water table and increasing mud flat problems.

In addition, the Citizens Advisory Committee is looking into land use issues around the Reservoir, the type of treatment that would be necessary to make the water potable, the number of people that would be employed at the MDC and traffic generated and the disposal of the waste. It was agreed that after the summary was presented and reviewed that the Selectmen would hold a meeting to bring together other town boards regarding this project.

TOWN DEPARTMENTS

Letters to William J. Colleary, Jr., Sergeant in Charge, Police Dept., and Patrolman William D. Baker enclosing a copy of a letter from Aldo A. Cipriano, 110 Main Street, regarding the outstanding expertise and dedication which they demonstrated during an investigation of vandalism and theft of the chain barrier securing Wyndemere Dr. The Board of Selectmen also commended them.

Building Inspector - Letter to Joan Siagel, 295 Turnpike Road, Apt. 522, c/o Friedberg, Westborough, MA re the Board's vote refusing her May 8th request for site plan approval for 228 Turnpike Rd. for an antique and gourmet foods business. The Selectmen decided that the site had not been abandoned for two years and therefore the pre-existing, nonconforming conditions of use may continue. Therefore, it is not necessary for Ms. Siagel to seek site plan approval or any other zoning level approval.

Letter to Bonnie M. Rudd, 182 Parkerville Road, advising that the Board reviewed her May 3rd letter requesting a 'Blind Drive' sign. The Board referred the matter to Highway Supt. John Boland and William J. Colleary, Jr., Sergeant in Charge of the Police Dept., asking for their recommendations.

LICENSES

Board noted May 1, 1979 letter from Muley's Food & Spirits, 1 Southville Rd. listing the employees who may be on the premises of Muley's either before or after business hours.

GRANTED - May 8, 1979 license to use the land on 251 Boston Rd. owned by Wellesley Crane Service Co., 251 Boston Rd. - garage to store 5,000 gallons diesel fuel and 10,000 gallons gasoline underground.

LICENSES

Letter to Clarence J. Burton, 7 Central St. re the unanimous vote of the Board, May 8, 1979, to authorize the Rotary Club of Southborough to hang pancake breakfast banners at the locations described as follows: Route 85 at the Library and Route 30 just north of the separation of Route 30 and the Framingham Rd.

GRANTED - to Commonwealth Gas Company May 8, 1979 permit to use, open obstruct or occupy 8 Main St. from May 10, 1979 to June 10, 1979 to install a new gas service.

TRUST FUNDS

Board noted May 4, 1979 letter from Town Treasurer Ruth Johnson attaching a list of the securities held in each of the Town's Trust Funds, with their current value.

Selectmen signed the following Treasury Warrants:

TW #155 for \$ 92,493.61

TW #156 for \$1,194,798.24

TW #157 for 72,229.88

TW # 32 for 56.530.16 (FEDERAL REVENUE SHARING WARRANT)

10:15 p.m. VOTED to adjourn the meeting.


John A. Lundblad, Administrative Assistant
j

MINUTES OF MEETING
BOARD OF SELECTMEN
Tuesday, May 15, 1979

John Lundblad's final minutes are not available at this time.

CORRESPONDENCE

LICENSE/PERMITS

GRANTED to Ken Bertonazzi, 65 School St., a Special License for the sale of wines and malt beverages only, for a Stag Party at Fayville Village Hall, 42 Central Street, Fayville from the hours of 8:00 p.m. to 1:00 a.m. on May 17, 1979.

GRANTED to John Lavelle, 14 Maplecrest Dr., a Special License for the sale of wines and malt beverages only, for a Testimonial at St. Anne's Parish Hall, Boston Rd., from the hours of 8:00 p.m. to midnight on May 19, 1979.

Letter to Gwen Forrester, 58 Pine Hill Road, advising that the Board at its May 15, 1979 meeting voted unanimously to grant to Pilgrim Church permission to erect two wooden signs advertising the chicken barbecue to be held June 2, 1979 from 5 p.m. to 7 p.m.

TOWN BOARDS

Letter to Paul J. Berry, Town Clerk advising that the Board at this meeting unanimously voted Paul R. O'Connell, Jr. as Chairman of the Board of Selectmen for the coming year ending May 12, 1980.

Letter to Philip G. Mauch, Chairman, Board of Health, re the investigation by the Board of Selectmen of the use of the former grain mill and General Store at 21 Boston Rd. as a warehouse facility for a firm known as Northeast Insulation. The Board of Selectmen requests the position of the Board of Health as concerns the use of this structure for this apparent warehouse use. The Selectmen need to know if there are any Board of Health regulations concerning commercial structure without approved solid waste disposal systems.

Letter to Philip G. Mauch, Chairman, Board of Health, advising that the septic system serving the Southborough facilities of Data General no longer functions. Data General has begun to utilize the sewerage hookup installed last year connecting the Southborough complex with the Town of Westborough.

Letter to Ms. Vivian Spinney, Country Club Professional Building, 304 Cambridge Rd. - 4th floor, Woburn, MA 01801, re the proposed use of 349 Turnpike Rd. as a site for a restaurant. According to the plan submitted by former occupant Texaco, Inc., Domestic Sales Dept., the zoning is industrial. Ms. Spinney was advised to contact Mrs. Perlman

of the Board of Health due to the possibility that added septic capacity would be necessary. The use of this site for a restaurant is permitted without special permit or variance. However, the site plan by-law is required for a change of use from a filling station to a food service outlet.

SITE PLAN

Letter to Philip G. Mauch, Chairman, Board of Health re the Site Plan Hearing for 2 Woodland Rd. which is scheduled for Tuesday May 29, 1979. The Board of Selectmen would like the position of the Board of Health in regard to the proposed use for this site.
*(see below)

TOWN DEPARTMENT

Letter to Lillian Ceramicole, 70 Main St., re the drainage problem related to the Selectmen's Office on May 4, 1979. The Admin. Asst. discussed the matter with Mr. Boland of the Highway Dept. and was informed that the problem is one which requires extensive redesign of the drainage system along the stretch of Main St. Because of that, there is little the Town can do in the short run to alleviate this problem.

Board noted April 25, 1979 letter from the Office of the Selectmen, Hopkinton, 01748 thanking the Police Department of Southborough for their volunteer effort extended to Hopkinton at this year's BAA Marathon.

SITE PLAN

*
Certified letter to Northeast Insulation, c/o James P. Kennedy, 47 Deerfoot Rd., re the utilization of 21 Boston Rd. by Northeast Insulation as a warehouse facility. The Board of Selectmen requested that Northeast begin proceedings as soon as possible for a Site Plan Hearing. The Zoning By-Law of the Town of Southborough requires that any change in commercial use such as this requires hat a Site Plan Hearing be held prior to occupancy.

DEPARTMENT OF REVENUE

Board noted letter form the Dept. of Revenue, 100 Cambridge St. Boston 02204 re the Property Tax Classification. (Implementation of Chapter 580 of the Acts of 1978).

Board noted letter received May 15, 1979 from the Dept. of Revenue, Leverett Saltonstall Bldg., 100 Cambridge St., Boston 02204, enclosing forms for required information to be submitted pertaining to fiscal year 1979 amounts for items which will be exempt from the fiscal year 1980 Caps.

MDC

Letter to various Town Boards, Committees and Officials re the meetings Sel. McDaniel has been attending for the "Upper Sudbury River Study Amendment." The Selectmen have scheduled a meeting for May 29 to review the draft recommendations from the MDC and its engineering firm, C.E. Maguire. The study is designed to determine if the Sudbury Reservoir System could serve as an integrated part of the MDC water supply on a continuing basis.

FEDERAL AGENCY

Letter to Nick M. Nibi, Director, Office of Regional Housing, HUD, Boston, MA 02203 advising that the Board reviewed his correspondence of May 4, 1979 as concerns MASS 19-P-3040, Contract No. H-(102)- 219, Preliminary Planning of Storm Drainage. The Selectmen accept the recommendations of Mr. Nazar of the Office of Regional Housing and Mr. Boland of the Southborough Highway Dept. concerning the write-off proposal noted in Admin. Asst. Lundblad's letter of April 10.

ZONING BOARD OF APPEALS

GRANTED - The Zoning Board of Appeals granted the petition of Clayton W., Jr. and Susan S. Adams, 21 Flagg Road, with respect to a variance to permit the construction of a single family dwelling on a lot located at 21 Flagg Road; with the restriction that the parcel in question would NOT be further sub-divided at any future date.

TOWN DEPARTMENT

Letter to William J. Colleary, Jr., Sgt. in Charge, Police Department, requesting information regarding the location of the motor vehicle violations recorded on the April 1979 Month Incident Report. The Board would like to know the locations on a street by street basis and not merely by geo-code.

MARLBORO TROTting PARK

Board noted May 7, 1979 letter to Secretary John A. Bewick, Executive Office of Environmental Affairs, 100 Cambridge St., Boston, MA from Libby Blank, Director of Environmental Planning, MDC, 20 Somerset St., Boston 02108 advising that it is incorrect to state that the Marlborough Trotting Park project is not in the watershed of any surface water body used as a drinking supply. The trotting park is in the watershed of MDC's Sudbury Reservoir. The MDC requires assurances that the City of Marlborough will take appropriate precautions in handling wastes to protect the Sudbury Reservoir.

Selectmen signed the following Treasury Warrants:

| | | |
|---------|--------|-------------------------------------|
| TW #158 | for \$ | 700.00 |
| #159 | | 16,524.45 |
| #160 | | 1,180,609.42 |
| #161 | | 55,673.95 |
| #162 | | 22,505.02 |
| # 33 | | 58,028.75 (FEDERAL REVENUE SHARING) |

John A. Lundblad, Administrative Assistant

j

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, May 22, 1979

Administrative Assistant John Lunblad's final minutes are not available at this time.

CORRESPONDENCE

TOWN BOARD

Letter to Planning Board Chairman, Patricia Capone, re a letter from James P. Kennedy, Jr., owner of Northeast Insulation Co., re that firm's use of the property at 21 Boston Road (owned by Clovis Lamy) as a storage facility for Northeast's on-hand stock of insulation. The use of this site by Mr. Kennedy's firm is extremely light, with perhaps a visit to the site three times a week to pick up material and one hour per week on site loading or unloading trucks.

Letter to John W. Moriarty, Executive Director, Mass. Foreign Business Council, 600 Atlantic Avenue, Boston, MA 02106 re this May 11 request for information on our economic development programs. His request has been forwarded to the Industrial Development Commission for its review and comment.

STATE DPW

Letter to K. Krekorian, Deputy Chief Engineer, DPW, 100 Nashua St., Boston, MA 02114, advising that the MDC through C.E. Maquire engineering firm has undertaken a study of the Upper Sudbury Watershed and Reservoir and included in the study is a bike path along Route 30 in the vicinity of the Framingham Industrial Park. As with the drainage issues, these recommendations should be worked into Mr. Krekorian's study.

Letter to Robert Shea, Traffic Division, DPW, 403 Belmont St., Worcester 01604, re a meeting with Everett Armstrong, President of Crandall-Hicks Co. and Sel. Chairman Paul O'Connell, Jr. and the Admin. Asst. re the proposal for the relocation of the highway access for Western Electric and the signalization of the intersection. Mr. Armstrong indicated he would refer the engineering issues to their consulting engineer to determine if the relocation of their access road to meet with this realigned intersection would affect the future buildable property owned by Crandall-Hicks.

DEPARTMENT OF REVENUE

Letter to Town Clerk Paul J. Berry and letter to Anthony P. Gross, Chief, Bureau of Local Taxation, Dept. of Revenue, 100 Cambridge St.,

Boston, MA 02204 advising that the Board at its meeting held on May 22, 1979, voted unanimously to appoint Jennifer A. Bishop as Temporary Collector and Mary B. Guilford as Temporary Treasurer, their terms to expire on July 1, 1979. Mrs. Bishop and Mrs. Guilford were appointed due to the fact that the Treasurer/Collector Ruth C. Johnson has been hospitalized and will not return to work for six weeks.

TOWN DEPARTMENTS

Board noted April 16, 1979 letter from William C. Harpster, Sgt. in Charge, Police Dept., requesting permission to use the smaller garage area of the old Fire Station, 5 Main St. for the purpose of storing the E.S.U. van and the Auxiliary vehicle when not in use.

Board noted May 15, 1979 letter to John H. Garabedian, President, Home Service Broadcasting Corp., 24 West Central St., Natick, MA 01760 from Building Inspector Edgar A. Phaneuf, Jr., advising that the Building Dept. is in receipt of two applications from the Home Service Broadcasting Corp. (WGTR Natick) for (1) construction of a transmitter building and (2) for the construction of five radio antennae on Southville Rd. Mr. Garabedian was advised that the uses proposed on the application for a Building Permit are not in compliance with the Southborough Zoning By-Law, specifically the application for the five radio antennae exceed the height permitted under the Zoning By-Law. This denial may be appealed to the ZBA.

Board noted May 21, 1979 letter from William J. Colleary, Jr., Sgt. in Charge, Police Dept., listing the streets on which Traffic Citations were issued in the month of April.

Letter to William J. Colleary, Jr., Sgt. in Charge, Police Dept., re the request that the Selectmen file for authorization to acquire a breathalyzer and receive reimbursement from the Commonwealth. Prior to bringing this issue to the Advisory Committee and requesting a transfer, the Selectmen need some basic information from Sgt. Colleary re the use of a breathalyzer.

ZONING BOARD OF APPEALS

Board noted May 18, 1979 letter from Frederick S. Tapper, 18 Ted Lane, requesting consideration for appointment as a regular member of the ZBA when such a position comes available. He has served as an Alternate on the ZBA since November 12, 1974.

Notice of Public Hearing - to be held by the Zoning Board of Appeals Monday, June 4, 1979 on the petition of David and Janice Monroe, 156 Woodland Road, with respect to a variance to permit the construction of a garage that does not have the necessary clearance from the lot line, as required by Section VI of the Zoning By-Law. (Residence B)

Notice of Public Hearing - to be held by the Zoning Board of Appeals Monday, June 4, 1979 on the petition of Grant J. Mayne and Evelyn R. Mayne, 118 Middle Rd., with respect to a variance to permit the construction of a six court racketball two-story masonry block building at the intersection of Middle Rd. and Turnpike Rd. (Residence A)

COMPLAINTS/REQUESTS

Memorandum to Paul e Brefka, Chairman, THUG re a complaint received by Chairman Paul O'Connell, Jr. from Mrs. Beals regarding the condition of the grassed area surrounding the flag pole in front of the Pilgrim Church. The Church has requested that the Town resod the area around the flag pole to improve the landscape appearance of this whole parcel.

Letter to Fire Chief Edward F. Brock enclosing a copy of the May 18 letter from Anita and Lee Cibelli, 15 Main St., regarding their objections to the air whistle at the new Fire Station which they find to be excessive and disruptive. Letter to Mr. and Mrs. Cibelli stating this matter has been referred to the Fire Station Buildings Committee for its recommendations.

HOUSING AUTHORITY

Board noted May 18, 1979 letter to the Department of Community Affairs, Boston 02202 from Town Clerk Berry enclosing the list of newly elected and the entire duly elected and appointed qualifying members of the Housing Authority as follows:

Henry W. Welch, Jr., 22 Main St., State Appointee to expire 8/2/80.
Barbara A. Murphy, 202 Cordaville Rd., elected 5/8/78 to expire 5/80.
David E. Taylor, 22 Fisher Rd., elected 5/9/77 to expire 5/82.
William C. Harpster, 25 Oregon Rd., elected 5/14/79 to expire 5/83.
Frank R. Aspinwall, 6 Winchester St., elected 5/14/79 to expire 5/84.

LICENSE/PERMITS

GRANTED - Permit to Kenneth L. Carlson, Commonwealth Gas Co., to use, open, obstruct or occupy Central St. (near tel. pole #9/12) on 5/16/79.

ENERGY CONSERVATION

Letters to Falconi Bros., 29 Boston Rd., and Mass. Electric Co., 82 Florence St., Marlboro advising that the Cooperative Extension Service of the University of Mass. will be auditing the Town's energy usage over the past several years. The Town has authorized Mr. Muhall of the Cooperative Extension Service to inspect any records which Falconi Bros. and Mass. Electric Co. may have pertaining to the energy usage for the Town.

MARLBOROUGH TROTTING PARK

Letter to John W. Connery, MAPC Staff, 44 School St., Boston, MA 02108 advising that the City of Marlborough and the Town of Southborough Recreation, Conservation and Planning Boards, Commissions or Departments have been undertaking a joint planning venture to try to determine what uses would be acceptable to both parties in the proposed Trotting Park recreation development site on the Southborough/Marlborough border. The City of Marlborough has not agreed with the Town of Southborough in that a joint commission should be established with at least equal authority. Board noted 5/16 letter from Planning Board to Town Counsel enclosing a portion of preliminary plans from David Mauro showing "Phipps Road" as "Park Road". May 9 letter from Planning Board to Robert Kane, Director of Planning & Community Development in Marlboro enclosing proposals and conclusions by the Southborough Planning Board for the Trotting Park. May 16 letter from Southborough Conservation Commission stating that wetlands and brook located on Trotting Park should be protected from being developed. May 21 letter from Robert Kane, Marlboro, enclosing a conceptual site development plan.

Letter to Myra G. and Warren R. Meier, 10 Stowe Road acknowledging receipt of the petition circulated by them and other members of the Sears Road/Stowe Road neighborhood. A copy of the petition has been transmitted to Conservation Commission, Planning Board, Recreation Commission, Secretary of the Executive Office of Environmental Affairs and the Metropolitan Area Planning Council, as well as the City of Marlborough. The Selectmen have not taken a position on their suggested eminent domain process, but will give this and the other issues raised in the petition full consideration.

Board noted May 14 letter from Jonathan Truslow, Acting Executive Director, MAPC to Secretary John Bewick enclosing additional comments re ENF for Marlborough Trotting Park. The council believes an environmental impact statement should be prepared.

Letter to John A. Bewick, Secretary, Executive Offices of Environmental Affairs, 100 Cambridge St., Boston, MA 02202 re the copy of a letter from the Planning Board to Town Counsel sent to Mr. Bewick on May 21 regarding the subdivision of land adjacent to the Trotting Park site along the Southborough/Marlborough border. A subdivision plan was filed in 1972 but has not been updated at this time. The Planning Board has received a request from the owner William Mauro for reactivation of the access road in order to permit the residential development of this land. Mr. Mauro has not suggested that the 13 house lots detailed on the plan which Admin. Asst. Lundblad referred to in his earlier letter would be his plan of action. He indicated he would like to make this a residential location for far fewer houses.

Selectmen signed the following Treasury Warrants:

| | |
|-----------------------------|------------|
| TW #163 in the amount of \$ | 91,706.14 |
| #164 | 294,864.44 |
| #165 | 18,720.78 |
| #166 | 89.15 |

John A. Lundblad, Administrative Assistant

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, May 29, 1979

Administrative Assistant John Lunblad's final minutes are not available at this time.

CORRESPONDENCE

TOWN DEPARTMENT

Letter to Edward F. Brock, Fire Chief, requesting that he issue a public statement regarding the safe storage of gasoline and other motor fuels in private residences, garages; perhaps through the Fire Prevention Bureau or the National Safety Council to instruct the residents on this very vital issue.

Letter to Roger Capone, Chairman, The Village Society, re his May 17th correspondence to the Board regarding the condition of the stone wall surrounding the Community House property. The Selectmen have asked Mr. Boland, the Highway Supt., to work up some cost estimates on repair and are investigating the possibility of CETA funding for a project of this sort.

Letter to Phyllis Self, Chairman, School Committee, re the eleven Southborough school personnel who were originally notified of potential termination and have been rehired for next school year. The Board of Selectmen need a letter from Mrs. Self or the administration regarding the status of these eleven personnel. The Selectmen would also appreciate correspondence regarding the three and one-half positions terminated for next fiscal year as well as some statement regarding some potential cost for providing unemployment compensation for these four people.

Letter to John W. Boland, Highway Supt., requesting that he install warning signs - "Slow-Children" as detailed in May 22 letter from Wendy I. Otavsky, 164 Middle Rd. (one on the north side of Mt. Vickery Rd. approaching the intersection with Middle Rd., one on the west side of Middle Rd. between Peter Phaneuf and Daniel Phaneuf's driveways and one on the east side of Middle Rd. between Robert Hoss and Gordon Johnson's properties). The Board also requests that a "Blind Driveway" sign be installed in the vicinity of 182, 184, 186, 188 Parkerville Rd.

Certified Letter to Commonwealth of Massachusetts, Property Tax Bureau, P. O. Box 7015, Boston, MA 02204 enclosing duly executed bonds for Jennifer Bishop, Temporary Tax Collector and Mary B. Guilford, Temporary Treasurer, for the Town of Southborough until July 1, 1979.

LICENSE/PERMITS

GRANTED - Zoning Permits May 30, 1979: Nan S. & Carl E. Hunter, 1 Bigelow Rd., Lot B, Single Family Residence.
Paul E. Johnson, 45 Sears Rd., Lot E (2) Single Family Residence.

TOWN BOARD

Board noted May 23, 1979 letter from Board of Health Chairman Philip G. Mauch re that Board's position in regard to the use of the structure on 21 Boston Road as a warehouse for Northeast Insultaion. The Board of Health's position is that only dead storage is allowable as a use, since there is no septic system on this lot. Warehousing or storage is allowable, but there could be no sales at this property. No employee should be assigned and/or based at this location.

Letter to Paul J. Berry, Town Clerk advising that at a joint meeting of the Board of Selectmen and the Board of Cemetery Commissioners held on Tuesday, May 29, 1979, Fred J. Quinn, 10 Richards Road, was duly elected as Cemetery Commissioner until the next Town Election to be held on May 12, 1980. Mr. Quinn's appointment fills the vacancy caused by the resignation.

SOUTHBOROUGH HOUSING AUTHORITY

Letter to David E. Taylor, Sr., Chairman, Southborough Housing Authority, 22 Fisher Road, enclosing a copy of May 16 correspondence from the Depart. of Housing and Urban Development regarding the availability of Section 8 Moderate Rehabilitation Program funds for Fiscal 1979.

SITE PLAN

2 Woodland Road. Letter to Bruce K. Meyer, 64 Jean St., Framingham, advising that the Board at its May 29, 1979 meeting voted unanimously to approve his site plan as submitted for the landscape business use subject to the limitations as stated by the Board of Health in its May 24, 1979 letter to the Selectmen. Only dead storage is allowable as a use since there is no septic system on this lot. This means it can be used for warehousing or storage but there could be no sales in the building. No employee should be assigned and/or based at this location.

STATE AGENCIES

Board noted letter from Kennedy Shaw, Executive Director, Mass. League of Cities & Towns, 131 Tremont St., Boston, MA 02111, re the extension of General Revenue Sharing which comes up in the Congress this year or next year. In order to assist NLC and their Task Force on developing a national campaign, a questionnaire was filled out and returned.

MDC

Letter to Commissioner, MDC, Bushnell Plaza, Main St., Hartford, CT 06103, requesting information regarding the types of recreational uses permitted by the reservoir system in West Hartford and Farmington, CT. The Town of Southborough has before it a proposal by the MDC, the Water and Sewer District for Greater Boston, to permit certain recreational uses along the Sudbury Reservoir System located in Southborough. The types of recreation requested by the MDC for Boston include primarily passive uses; however, the Selectmen are concerned about the level of usage, resultant traffic, vandalism and littering.

DEPARTMENT OF REVENUE

Letter to Senator Daniel J. Foley, 407 State House, Boston, MA 02133, advising that the Selectmen would like to establish a meeting with relevant members of the Dept. of Revenue as concerns the county assessment process. The Selectmen would like to meet with the Dept. of Revenue personnel during their normal work day in Boston so as to make it more convenient for Senator Daniel J. Foley, Rep. Joseph Navin, and whomever is available at the Dept. of Revenue who could help us with the information regarding assessed valuations, county assessments and related programs.

MARLBOROUGH TROTting PARK

Board noted May 24, 1979 letter to Joel Lerner, Director, Conservation Services, and Robert Kane, Dept. of Planning & Community Development from Samuel G. Mygatt, Director, MEPA Unit, re EOEA #03434, City of Marlborough Trotting Park Acquisition in Marlborough & Southborough. Pursuant to section 10.05 of the MEPA regulations, a consultation session will be held at the Marlborough West Meeting House on Tuesday, May 29, following the joint Marlborough/Southborough meeting scheduled for 7:30 p.m. in the Meeting Hall (2nd floor). The deadline for a decision on this project must be made by June 8, 1979, so that revised plans and the information from the May 29th meeting may be considered.

Selectmen signed the following Treasury Warrants:

| | |
|-----------------------------|-----------|
| TW #167 in the amount of \$ | 15,246.43 |
| #168 | 24,281.89 |
| #169 | 251.71 |
| #170 | .04 |
| #171 | 8,259.55 |
| # 34 | 36,007.50 |

John A. Lundblad, Administrative Assistant

MINUTES OF MEETING
BOARD OF SELECTMEN

June 5, 1979

Present: Acting Chairman Donna L. McDaniel; Sel. Louis J. Bartolini; and Admin. Asst. John A. Lundblad. Sel. Chairman Paul O'Connell, Jr. was absent.

7:30 p.m. Sel. McDaniel read a statement from the Board of Selectmen and the School Committee regarding the vacancy created by Anne Freeman's resignation. The Selectmen and the School Committee will be accepting applications for this position over the next two to three weeks.

Selectmen reviewed the correspondence file.

Selectmen authorized the Administrative Assistant to seek a transfer from the Advisory Committee for the Police Department for the purchase of a breathalyzer. In addition, the Selectmen authorized the Admin. Assistant to seek transfer from the Advisory Committee for Central Services postage line item and for the Gasoline Account in order to top off the gasoline tank utilizing the June allocation from Chevron Oil Company.

TOWN DEPARTMENTS

SIGNED - By Selectman Chairman Paul R. O'Connell, Jr., the Dog Warrant addressed to Dog Officer Charles Hamel.

Letter to Thomas M. Starr, President, Kimberly Park Civic Association, 28 Pinecone Lane, re a problem some homeowners are finding in the use of their property as a pathway to the MDC shoreline behind their homes, particularly on Waterview Terrace. It was hoped that this kind of problem could be best resolved by the Association than by the Board and/or residents finding it necessary to ask for police intervention.

Speed Letter to Edgar A. Phaneuf, Jr., Building Inspector requesting that he follow up on the letter from Governor King regarding energy conservation flyers and brochures as concerns fuel conservation plans.

Letter to John W. Boland, Highway Supt., attaching May 31, 1979 letter from K. Krekorian regarding Boston Road, Route 30 identifying Robert Tierney, Deputy Chief Engineer for Highway Design, as the Project Manager of the rebuilding effort in the Framingham Industrial Park area.

TOWN DEPARTMENTS (cont.)

Letter to John W. Boland, Highway Supt., requesting that he investigate the water problem at the intersection of Nichols Street and Pine Hill Road as there is a significant amount backed up along the area which would normally serve as a drainage ditch for Pine Hill Road.

Legal - Letter to Frederick A. Busconi, Town Counsel, authorizing him to meet with the Board of Health at its June 12th meeting to represent the Board while meeting with Messrs. Gallo and Blair with their attorney, Mr. Davis, as well as their engineer regarding Wyndemere Drive.

Legal - Speed Letter to Frederick Busconi, Town Counsel, advising that the Advisory Committee has requested his opinion regarding the possibility of their appointing a non-member to serve on the Capital Budget Planning Committee.

Legal - Letter to Town Counsel Frederick A. Busconi, attaching the special bulletin from the Mass. Municipal Associations in regard to the minimum wage law and its applicability to the Commonwealth. It was requested that Town Counsel contact Mr. Tibert, Business Manager for the school system to clear up whatever controversy exists between the School Department and its cafeteria workers or other workers at the minimum wage.

Letter to William J. Colleary, Sgt. in Charge, Police Department, re the Selectmen's request that he post an order to the effect that no Police Department personnel are to engage in any official Town business utilizing the light airplane, helicopter or any other aircraft from the Satterfield Brothers or from any other persons until this entire matter is resolved.
cc: Town Clerk Paul Berry.

Speed Letter to John W. Boland, Highway Supt., requesting that he post "No Parking" signs on Willow Street so that the Police Department may be able to enforce this "No Parking" zone and begin to reverse the littering problem in that area.

Letter to Elaine M. Hinckley, Town Accountant authorizing the payment of \$330.66 to the Individual Load Bearing Systems, Inc. of 833 - Highway 37 West, Toms River, New Jersey 08753 with the understanding that the payment for these items will come out of the ESU Budget and not the Police Budget.
cc: William J. Colleary, Sgt. in Charge, Police Department.

Police - Letter to Sgt. William Colleary requesting that radar coverage be placed in the Route 30 (West Main Street) area in the Sears Road vicinity and the approaches to that location to deter speeding.

Speed Letter to John W. Boland, Highway Supt. requesting that he prepare the attached State forms regarding Section 31 of Chapter 81 concerning the gasoline tax appropriation.

TOWN DEPARTMENTS (cont.)

Legal - Letter to Harry and Martha Leland, Box V, Fayville, re recent correspondence regarding the problems which they have experienced at the end of Mitchell Street. The property is privately owned by Mr. Vassalotti of Melgrove Realty Trust and the Town is continuing in its attempt to work with Mr. Vassalotti to find a permanent solution to his drainage problem and our access problem in this area. The Selectmen have authorized the Town Counsel to seek an easement license from Mr. Vassalotti to resolve this matter. cc: Frederick Busconi, Town Counsel.

Legal - Letter to Town Counsel Frederick Busconi, attaching May 21, 1979 correspondence from Mr. and Mrs. Leland of 16 Mitchell Street as concerns the access problem at the end of Mitchell Street on property owned by Melgrove Realty Trust. The Selectmen authorized Town Counsel to contact Mr. Vassalotti of Melgrove Realty Trust and acquire a license easement for a right-of-way to resolve this matter. cc: Mr. & Mrs. Harry Leland, Box V, Fayville, MA 01745; John W. Boland, Highway Supt.

Letter to Frank Rossi, Terminal Manager, Pacific Intermountain Express, 162 Cordaville Road, re May 4, 1979 certified correspondence numbered 746823 regarding the storage of unregistered vehicles on PIE property at the corner of Mt. Vickery Road and Route 85. The Board requested immediate compliance with this notification or legal action will be commenced. If the vehicles remain on site when Building Inspector Phaneuf inspects the premises June 13, 1979, he is authorized to instruct Town Counsel to begin legal action forthwith.

Letter to John Baveri, Chairman, Fayville Village Hall Committee, 5 Valley Road, re the suggestion of Building Inspector Phaneuf that the rental fees at the Fayville Village Hall be raised due to the increased use of the hall as well as the increased cost of utilities. The Selectmen have requested that Mr. Baveri discuss the matter with the other members of the Committee, recommending some course of action to this Board.

Letter to Paul J. Berry, Town Clerk, enclosing a copy of the original bond for Mary B. Guilford and Jennifer Bishop, Temporary Treasurer and Temporary Collector respectively.

Letter to Town Clerk Paul J. Berry and Town Accountant Elaine M. Hinckley enclosing a copy of the Report of an Audit of the Accounts of the Northboro - Southboro Regional School District for the period from July 1, 1976 to April 11, 1978. The original of this document is on file with the Town Clerk, copies with the Town Accountant and Selectmen's Office.

Letter to Ann Dockstader, Chairman, Advisory Committee, re a change in the Insurance Budget. According to the figures furnished by Blue Cross, the Town shall experience a five dollar (family coverage) and a two dollar saving (individual coverage). The participant employees shall experience the same savings.

TOWN DEPARTMENTS (cont.)

Letter to John W. Boland, Highway Supt., requesting that he look into the feasibility of selling off the excess fill at the landfill site as there have been numerous inquiries about the landfill. He was advised to check with the Board of Health and the appropriate State Agencies and report back to the Selectmen by their June 19th meeting regarding the feasibility of selling off this fill.

Letter to Robert J. Bartolini, President, F.D. Newton Veteran Fireman's Assoc., Inc., P. O. Box 359, re their June 4, 1979 request to use the building located at the Sanitary Landfill to house their 1867 vintage Handtub. It was advised that the Selectmen have requested information from Highway Supt. Boland regarding the approximate value of the building to determine the financial affect that this decision would have upon the Town.

Letter to John W. Boland, Jr., Highway Supt., re request by the F.D. Newton Veteran Fireman's Assoc., Inc., to have the Town donate building no longer used at the old landfill site. The Selectmen prior to making a decision on the final disposition of that building would like an estimate of the approximate value of that building so they can determine if a donation such as this is in order.

Board noted May 29, 1979 letter to Fire Chief Edward Brock from David P. McCobb, Superintendent of the Hopkinton Public Schools, extending sincere gratitude for the assistance in providing ambulance and EMT's in the evacuation and transport to the hospital of students who became ill on Friday, May 25.

Police/Legal - Board noted May 29, 1979 "Application for Preliminary Injunction" filed by Attorney Albert J. Grudzinskas, Jr. on behalf of Michelle Lanza, Plaintiff, against the Town of Southborough, Defendant, as concerns Police Dept. hiring practices.

Letter to William J. Colleary, Sgt. in Charge, Police Dept., re the copy of the Reserve Fund Transfer sent to him under separate cover. As concerns the breathalyzer, the Selectmen have authorized the Admin. Assistant to file a Request for Transfer regarding this issue. The Advisory Committee members were receptive to this issue, but were uncertain if they wanted to fund it out of this year's or next year's Advisory Reserve Fund.

STATE LEGISLATURE

Letter to Rep. Joseph Navin, 247 State House, Boston, MA 02133, re a MDC budget reference to a half a million dollars for the construction of a water treatment facility in Fayville for the MDC.

LICENSES/PERMITS

Letter to Gail B. Rowe, 100 Newton Street, granting permission for the residents of Cross Street to close this street off to public traffic on Wednesday, July 4th, with a rain date of Saturday, July 7th.

Letter to Police Sgt. William Colleary, attaching a copy of the restrictions which the Selectmen placed upon Wayne Clews, the Class II licensee at 77 School Street for the sale of used automobiles. Mr. Clews' hours of operation are limited and the Selectmen request that the officer on patrol during the afternoon shift keep an eye on this location and report to Building Inspector Phaneuf in the event that Mr. Clews or anyone else is working in this building after hours in violation of this license.

Letter to Alice S. Goodwin-Brown, 1629 Commonwealth Avenue, Apartment 17, Brighton, MA 02135, re May 23, 1979 request by Pilgrim Church for the closing of St. Mark's Street during the week of Vacation Bible School, July 23 to July 27. The Selectmen have authorized this temporary street closing for the recess period each day.

77 School Street-Letter to Edgar A. Phaneuf, Jr., Building Inspector, advising that Mr. and Mrs. Kenneth Huff, 73 Marlboro Road, have brought to the attention of the Selectmen's Office that Mr. Clews' auto sales operation is already operating outside of the hours permitted in the license. The Selectmen have requested the Police Department to monitor the activity at that location and report to him on a periodic basis as violations occur. cc: Frederick Busconi - Town Counsel.

Memorandum to File, re Joint Pole Relocation on Valley Road: One Pole - Valley Road - relocate from a point approximately 2.473 feet northerly of Boston Road, southerly 25 feet one pole. It was determined that the relocation of this pole will not affect any street lights and further, will permit the use of a driveway for a house currently being constructed with all the necessary and proper permits in the Town. Therefore, a hearing is not required for this request under Chapter 166 of the General Laws.

TOWN BOARDS

Letter to Chairman, Personnel Board attaching the special bulletin from the Massachusetts Municipal Associations, re the minimum wage law for municipalities. Some of the summer help and the library personnel may be affected by the minimum wage requirements.

Letter to Delia Mulvaney, Chairman, Conservation Commission, formalizing June 5, 1979 conversation as concerns the filling activity at the intersection of Nichols Street and Pine Hill Road. Upon recent field inspection by the Administrative Assistant of this site, the drainage ditch along Pine Hill Road was found to be blocked with stagnant water accumulating along the length of Pine Hill Road corresponding to the filling.

TOWN BOARDS (cont.)

Letter to Philip Mauch, Chairman, Board of Health, advising that Miss Boutilier is residing in her family residence at 198 Southville Road without the benefit of water and has been doing that since some time in the winter. It was requested that the Board of Health try to work with Reverend Morse to permit the Water Department to enter her house to restore water service. cc: Edgar A. Phaneuf, Jr., Building Inspector.

Letter to Judith Williams, Librarian, 25 Main Street advising that the air-conditioners will be installed as soon as the electrical circuits have been installed. She was advised to contact the Building Inspector when the work has been done and he and his CETA employee will install those air-conditioners as soon as possible.

Letter to Ann Dockstader, Chairman, Advisory Committee, summarizing up-to-date information regarding overruns pending the anticipated decision of the Advisory Committee. (The overruns occurred in the Central Services Budget, the Repair and Replacement Account and the Buildings and Grounds Budget.)

ANNUAL TOWN MEETING

Receipt from Attorney General - Approval of Amendments to Southborough By-Laws adopted under Articles 39, 40, 42, and 43 and the Amendments to Zoning By-Laws adopted under Articles 31, 32, and 33 of the Warrant for the Southborough Annual Town Meeting held April 9, 1979.

SITE PLAN

Letter to Beverly Rogers, Plywood Ranch, 33 Turnpike Road, informing Plywood Ranch that the alterations to the warehouse building for an office facility requires a site plan approval by the Board of Selectmen and Planning Board. Specific problems which must be resolved include: 1) Insufficient parking, 2) Unauthorized use of tractor trailers for storage, 3) Unauthorized use of exterior areas for retail sales.

FEDERAL AGENCIES

Letter to Judy Holloway, Federal Insurance Administration, 15 New Chardon Street, Boston, MA 02114, re the Annual Report which the Town submitted concerning the flood hazard areas in Southborough. The Town through the Selectmen's office and through its Highway Department is eager to work to control the flooding and drainage problems in a variety of areas in its Town.

Memorandum to Board, re Federal funding for drainage programs. According to Mr. Nibi of HUD, no new money exists for drainage studies such as the one undertaken by the Town in 1959. It is Mr. Nibi's impression that the total cost of upgrading that study is approximately \$2000.

COMPLAINTS

Letter to Mr. and Mrs. Robert Lebewohl, 1 Nichols Street, re inspection of the site at the intersection of Nichols Street and Pine Hill Road. It appears as though the overall filling of this lot is not regulated by any town by-law or state law.

Letter to Orman R. Sanborn, 240 Parkerville Road, re recent May 21 telephone conversation concerning the 35 mile per hour signs; there is a 35 mile per hour sign both in the north and south direction. The sign setting the 35 mile district is four doors from Mr. Sanborn's house.

STATE AGENCIES

Letter to C. Y. Hitchcock, Water Division, MDC, 20 Somerset Street, Boston, MA 02108, re the drain easement on Meadow Lane. Highway Supt. John W. Boland agrees that the matter has been resolved; therefore, written confirmation of this affirmation is being awaited so that the necessary materials may be purchased prior to the close of the bidding year.

cc: John W. Boland, Highway Supt., Ernest Kallander, 18 Meadow Lane

Board noted May 29 letter from Anthony P. Grosso, Chief, Property Tax Bureau, setting the Fiscal 1980 Appropriations Limit for Southborough at \$3,986,571 and the Fiscal 1980 Levy Limit at \$4,261,370. The free cash shall be the amount certified by the Bureau of Accounts as of July 1 of the prior year - 7/1/78 \$666,280.

REGIONAL

Letter to Lawrence L. Dorey, Chairman, Board of Selectmen, Northboro, MA 01532, re Northboro's solid waste problems. The Board of Selectmen would like to discuss this matter with Northboro's Board if it is felt that the Town of Southborough Transfer Station could be a workable alternative to current solid waste solution. It was suggested that Northboro's people contact Highway Supt. John W. Boland to inspect the facility and make some preliminary cost estimates prior to the discussion by respective Boards of Selectmen.

ZONING VIOLATIONS

Letter to Frederick A. Busconi, Town Counsel advising that Bruce Meyer has permitted Kenneth Celorier to continue automotive repairs on his vehicles at 2 Woodland Road. He has been ordered to cease and desist this activity. In the event that he fails to do so, the Selectmen authorized Town Counsel to take immediate action in the court of proper jurisdiction to enjoin Mr. Meyer and Mr. Celorier from this activity effective immediately.

cc: E. A. Phaneuf, Jr. - Building Inspector

ZONING VIOLATIONS

Certified letter to Bruce K. Meyer, 64 Jean Street, Framingham, MA 01701 advising that it has come to the attention of the Board that Mr. Celorier continues to repair his race cars at 2 Woodland Road during evening hours in violation of the Site Plan decision rendered by the Board at their May 29, 1979 meeting. It was advised that if this practice continued the Town would take legal action in the court of proper jurisdiction forthwith.

2 Woodland - Letter to Sgt. in Charge William Colleary, Police Dept., advising that the enclosed correspondence to Bruce Meyer will serve as final notice that the automotive repair activity at his site (2 Woodland Road) must cease forthwith. The Selectmen requested that police patrols monitor this site to determine if Mr. Celorier or any other person is repairing vehicles other than those required for Mr. Meyer's nursery business.

MARLBOROUGH TROTting PARK

Letter to Robert Kane, Director, Department of Planning & Community Development, Marlborough, MA 01752 enclosing a copy of the Board's position regarding the Trotting Park. The position has been reviewed by the Southborough Planning Board, Conservation Commission, Selectmen and one member of the Recreation Commission. It has also been reviewed by Mr. Mygatt and Mr. Shepardson of MEPA and Mr. Lerner of the State Conservation Services Division.

Letter to Joel Lerner, Division of Conservation Services, Cambridge Street, Boston, MA 02204 advising that the Administrative Assistant reviewed the Board's position regarding the Trotting Park with the Planning Board and Conservation Commission and members of the Board of Selectmen on the 5th. Robert Kane was informed that he would have a full set of those suggestions on the 7th, giving him approximately seven or eight working days to review the comments and get back to this office. The Board hoped for formal approval at its June 19th meeting.

Board noted May 31, 1979 letter to John A. Bewick, Secretary, Executive Office of Environmental Affairs, 100 Cambridge Street, Boston, MA 02202, from Joel Lerner, Director, Div. of Conservation Services, requesting a further extension of the ENF review period to extend to June 30, 1979. This added time will permit the Southborough Board of Selectmen and the Marlborough Mayor and City Council to deliberate upon the conceptual site development plan and use plan developed by the respective municipal park, recreation, conservation commissions and planning boards.

TOWN HALL USERS GROUP

Memorandum to Paul e Brefka, Chairman, THUG, re Record Retention, Public Documents and Storage Facilities as concerns the cataloging of documents required for the Class A safes, file cabinets, Microfilm.

TOWN HALL USERS GROUP (cont.)

Letter to Paul e Brefka, Chairman, THUG, re a memo sent under separate cover regarding the Record Retention, Public Document Storage facilities. The value of the two pieces of machinery the Town now has, one in Conference Room B and one in the basement, was not mentioned in that memo. According to replacement prices, the Town would have to pay in excess of \$13,000 for this 3M equipment. It is hoped that the Town will be able to work with the Federal Government to allow a trade-in of all of that material downstairs against the purchase of this 3M camera item, in hopes that the \$7,200 asking price would be reduced somewhat.
cc: Edgar A. Phaneuf, Jr. - Building Inspector.

ZONING BOARD OF APPEALS

Notice of Public Hearing by the Board of Appeals set for Monday, June 18, 1979 on the petition of Home Service Broadcasting Corp., 24 West Central Street, Natick, MA to construct a transmitter building and five radio antennae with utility bases which use is not permitted in a Residence B District and which will exceed the maximum height limitation. The location of the property to be developed is the northerly side of Southville Road west of the Ashland Town line. (WGTR Radio, Natick)

Selectmen signed the following Treasury Warrants:

| | | |
|---------|-------------------------------|---------------------------|
| TW #172 | in the amount of \$141,000.00 | |
| TW #173 | in the amount of \$102,091.18 | |
| TW #174 | in the amount of \$ 80,817.27 | |
| TW #175 | in the amount of \$ 20,432.96 | |
| TW #176 | in the amount of \$ 500.00 | |
| TW # 35 | in the amount of \$ 58,000.00 | (FEDERAL REVENUE SHARING) |

9:15 p.m. VOTED to adjourn the meeting.


.....
John A. Lundblad, Admin. Assistant

jal/dp

Administrative Assistant John Lundblad's final minutes are not available at this time.

MINUTES OF MEETING

BOARD OF SELECTMEN

June 19, 1979

At the meeting of the Board of Selectmen held on Tuesday, June 19, 1979, it was unanimously voted to appoint the following for a term of 1 year ending May 30, 1980 unless otherwise specified:

JAIL KEEPER

Francis J. Mattioli, Chief of Police, 40 East Main Street, Southborough, MA

SERGEANTS

William J. Colleary, Jr., 91 Southville Road, Southborough, MA

William C. Harpster, 24 Oregon Road, Southborough, MA

Philip L. Connors, 15 Main Street, Southborough, MA

REGULAR OFFICERS

Charles R. O'Connell, 5 Oregon Road, Southborough, MA

Richard L. Mattioli, 44 East Main Street, Southborough, MA

Richard C. Waller, 30 Clifford Street, Southborough, MA

William D. Baker, Box 31, Woodsville, MA

Charles A. Keller, 87 Turnpike Road, Fayville, MA

Danny R. Chernewski, 36 Fisher Road, Southborough, MA

(The above were also appointed Constables)

CLERK/DISPATCHER

Willard S. Putnam, 66 Mt. Vickery Road, Southborough, MA

CIVILIAN DISPATCHERS

Thomas J. Boland, 35 East Main Street, Southborough, MA

Veronica J. Cross, 204 Southville Road, Southborough, MA

Frank W. Moore (Part/Time), 97 Woodland Road, Southborough, MA

AUXILIARY POLICE OFFICERS (under Civil Defense Department)

Veronica J. Cross, 204 Southville Road, Southborough, MA

Francis J. Fiorvanti, 84 Turnpike Road, Fayville, MA

James H. Gosnell, St. Mark's School, Southborough, MA

Darcy F. Hutchinson, 45 Southville Road, Southborough, MA

Charles M. LaHaye, 69 School Street, Southborough, MA

Francis J. Mattioli, III, 40 East Main Street, Southborough, MA

Paul R. Nelson, 11 Prentiss Street, Southborough, MA

Janice E. Norcross, 213 Parkerville Road, Southborough, MA

Lawrence J. Robinson, 67 Northboro Road, Southborough, MA

Denson L. Satterfield, Jr., 20 Turnpike Road, Southborough, MA

SPARE POLICE OFFICER (fireman for (extra) Detail Work only when assigned by the Chief of Police)

Edward F. Brock, Fire Chief, 9 Latisquama Road, Southborough, MA

Frank R. Aspinwall, 6 Winchester Street, Southborough, MA

George F. Killam, 61 Richards Road, Southborough, MA

Peter F. Phaneuf, 179 Middle Road, Southborough, MA

Daniel F. Brock, 9 Latisquama Road, Southborough, MA

Stephen N. Foley, 11 Weybossetts Avenue, Framingham, MA

David J. Dockstader, 260 Parkerville Road, Southborough, MA

ARMORER

Fredrick Mabardy, 32 Deerfoot Road, Southborough, MA

REPRESENTATIVE OF THE BOARD OF SELECTMEN ON THE ADVISORY BOARD OF THE WESTBOROUGH STATE HOSPITAL

Lorraine C. Keller, 87 Turnpike Road, Fayville, MA

REGISTRAR OF VOTERS - 3 year term (expiring May, 1982)

Charles A. Keller, Jr., 87 Turnpike Road, Southborough, MA

ZONING BOARD OF APPEALS - 5 year term (expiring May, 1984)

Levio J. Cibelli, 15 Main Street, Southborough, MA

INDUSTRIAL DEVELOPMENT COMMISSION - 5 year term (expiring May, 1984)

Ralph F. DeNorscia, 24 Pinecone Lane, Southborough, MA

Peter F. Phaneuf, 179 Middle Road, Southborough, MA

Lorraine C. Keller, 87 Turnpike Road, Southborough, MA

HISTORICAL COMMISSION - 3 year term (expiring May, 1982)

Frederick J. Quinn, Jr., 8 High Street, Southborough, MA

Paul P. Henderson, 6 Stub Toe Lane, Southborough, MA

CONSERVATION COMMISSION - 3 year term (expiring May, 1982)

Delia A. Mulvaney, 30 Jericho Hill Road, Southborough, MA

FAYVILLE VILLAGE HALL COMMITTEE - 1 year term (expiring May, 1980)

John A. Baveri, 5 Valley Road, Southborough, MA

Caesar T. Ghiringhelli, 26 Central Street, Southborough, MA

Clarence J. Burton, 7 Central Street, Southborough, MA

Leonard E. Gorman, 14 Mitchell Street, Southborough, MA

COUNCIL ON AGING - 1 year term (expiring May, 1980)

Hamilton Armstrong, 15 Flagg Road, Southborough, MA

Ellen A. Boland, 37 East Main Street, Southborough

Edith G. Sinclair, 49 Boston Road, Southborough, MA

Catherine E. Gralton, 41 East Main Street, Southborough, MA

Eleanora F. Burke, 36 East Main Street, Southborough, MA

Frank J. Landry, 11 Highland Street, Southborough, MA

John L. Hopkins, 10 Carolyn Terrace, Southborough, MA

TOWN ACCOUNTANT - 3 year term (expires May, 1982)

Elaine M. Hinckley, 22 Clifford Street, Southborough, MA

TOWN COUNSEL

Frederick A. Busconi, 92 Framingham Road, Southborough, MA

DOG OFFICER

Charles F. Hamel, 224 Boston Road, Southborough, MA

DIRECTOR, VETERAN' SERVICES AND BURIAL AGENT

Irene C. Burkis, 140 Woodland Road, Southborough, MA

BUILDING INSPECTOR

Edgar A. Phaneuf, Jr., 171 Middle Road, Southborough, MA

ASSISTANT BUILDING INSPECTOR IN CHARGE OF PLUMBING INSPECTIONS AND GAS INSPECTOR

George A. Labarre, Jr., 36 Bigelow Road, Southborough, MA

ASSISTANT PLUMBING INSPECTOR

Ronald T. Courtmanche, 196 Southville Road, Southborough, MA

WIRING INSPECTOR

James A. McCaw, 19 Middle Road, Southborough, MA

ASSISTANT WIRING INSPECTOR

Richard G. Trudel, 16 Teresa Road, Hopkinton, MA

FIRE WARDEN

Edward F. Brock, 9 Latisquama Road, Southborough, MA

DEPUTY FIRE WARDEN AND DEPUTY FIRE CHIEF

John W. Boland, Jr., 12 Richards Road, Southborough, MA

CIVIL DEFENSE DIRECTOR

Edward F. Brock, 9 Latisquama Road, Southborough, MA

SECRETARY TO THE BOARD OF SELECTMEN

Marjorie R. Putnam, 66 Mt. Vickery Road, Southborough, MA

CLERKS TO BOARD OF SELECTMEN

Grace Ryan, 14 Rockpoint Road, Southborough, MA

Dorothy Phaneuf, 171 Middle Road, Southborough, MA

TOWN HOUSE RECEPTIONIST

Maureen F. Maguire, 9 Winchester Street, Southborough, MA

A. Jean McCaw, 19 Middle Road, Southborough, MA

TOWN HOUSE CUSTODIAN

Lewis D. Maida, 46 Main Street, Southborough, MA

FAYVILLE VILLAGE HALL CUSTODIAN

Albert J. Phillipo, 24 Learned Street, Southborough, MA

CORRESPONDENCE

TOWN DEPARTMENT

Board noted June 14, 1979 letter to Police Chief Francis Mattioli from Ralph M. Evangelous, Arnold St., Marlboro advising that as of June 19, 1979 at 4:00 p.m. he would be resigning from the Southborough Police Dept. as a patrolman, to accept a position with the Los Angeles Police Dept.

Letter to Town Clerk Paul J. Berry advising that the Board on June 19 reappointed the following to the ad hoc Committee to Study the Transfer Station and Recycling Center for a term of one year to expire June 30, 1980:

Donna L. McDaniel, 24 Richards Rd.; Inge E. Tufts, 27 Flagg Rd.;
John W. Boland, Jr., 12 Richards Rd.; Chapin M. Fay, 14 Foley Dr.;
Edward V. Chaput, 94 Oak Hill Rd. (Mr. Fay's Alternate)

Memorandum to Building Inspector, re the property at 77 School St., requesting that he meet with Mr. Clews and advise him that the fence on site must be free-standing and free of holes, (a solid barrier to buffer the business use from adjacent residential property).

Letter to Frank E. Sessions, Jr., 54 Pine Hill Rd., re the gypsy moth problem he has been experiencing. Sel. Donna L. McDaniel discussed the problem with Howard Truesdale, Supt. of Insect and Pest Control and found for several reasons, that

the Town could not consider aerial spraying at this time. The problem is limited to a very small section of Town and the appropriate and effective time for spraying has already passed. The defoliation will cease this month when the caterpillars become moths which do not eat the foliage.

Letter to John W. Boland, Highway Supt., attaching copy of 6/6/79 letter from Peter E. Donadio, Acting Commissioner, Dept. of Public Works re the request that he inspect every signalized intersection in Town and remove any stop signs found to be present. (Chapter 512 of the Legislative Acts of 1978).

TOWN BOARD

Letter to Paul J. Berry, Town Clerk advising that the Board of Selectmen voted to dissolve the following committees:

Committee to Study Town Seal and Town Flag; Committee to Study Elected Officials' Salaries (ad hoc); Bicycle Path Study Committee (ad hoc); Committee to Study Group Insurance Options (ad hoc).

Letter to Personnel Board, re the Board's vote for step increase for the following:

Ruth C. Johnson, Treasurer/Collector, from Step 3 to Step 4 (\$22.75 wkly)
(Anniversary Date: 7/1/79)
Maureen Maguire, Receptionist (Gr. 6) from Step 3 to Step 4
(Anniversary Date: 7/1/79)

Board noted June 12, 1979 letter from Ch. Delia Mulvaney, Conservation Commission re the vote of that Commission to petition the Board of Selectmen to re-institute the program of aerial spraying for mosquitos.

Letter to Bruce R. Donath, Ch., Southborough Youth Commission, re his June 20th letter submitting the names of Edward Maguire, 175 Cordaville Rd. and Roger W. Capone, 21 Richards Rd. as candidates for appointment to the Youth Commission. The Board appointed Edward Maguire of 175 Cordaville Rd. to fill the vacancy created by the resignation of Sarah L'Heureux. The Selectmen will consider his request of Mr. Capone for Dr. Marilyn Meserve's term once formal resignation has been received by the Town Clerk.

Letter to Paul J. Berry, Town Clerk advising that the following were appointed to the new ad hoc Committee to Study Drainage Problems in the Town of Southborough for a term of one year which shall expire June 30, 1980:

Representing the Board of Selectmen; Sel. Donna L. McDaniel
Citizen-at-Large: Len F. Winmill, 62 Mt. Vickery Rd.
Advisory Committee Representative: to be appointed by its Chairman
Ex Officio Member: John W. Boland, Highway Supt.

Letter to Advisory Committee asking them to forward the name of a committee member who wishes to serve on the new Drainage Committee.

Letter to Paul J. Berry, Town Clerk, re the June 19 vote of the Board to appoint the following Advisory Committee members as Special Municipal Employees (under C. 268A, Sect. 1 & 17 G.L.):

Chapin M. Fay, 14 Foley Drive - term: May 1982
Ann Marie Kelly, 8 Sears Road - term: May 1982

A Law Says It's Illegal To Catch Mice Without A Hunting License

It actually happened!

In fact,
there are hundreds
of silly laws like that
in municipalities all over America.

But,
if you work
with ordinances regularly,
you know
that outdated and impractical laws
are not always amusing.

Sometimes
they can be downright dangerous.

What's more . . .
that's only one of the problems
facing communities
without a municipal code that
is complete, up-to-date
and easy to use.

We know.
Our job is to provide
codes that work.

GENERAL CODE PUBLISHERS CORP.
Setting The Record Straight

*For a free survey analysis of your current
legislation and a presentation describing
our codification services, call or write:*

**GENERAL
CODE
PUBLISHERS
CORP.**

72 Hinchey Road
Rochester, New York 14624
716/328-1810

MDC

Board noted June 13, 1979 letter from C.Y. Hitchcock, Jr., Acting Director of Water Division and Chief Water Supply Engineer, MDC., 20 Somerset St., Boston as concerns Selectmen's June 7, 1979 request regarding the drain easement at Meadow Lane. MDC offered a revocable permit to construct the drain as shown on MDC property would be offered, with certain conditions attached to the permit.

FEDERAL AGENCY

Letter to Robert L. Paquin, U.S. Dept. of Housing & Urban Development, Boston Area Office, 15 New Chardon St., Boston, MA 02114 re his 6/18/79 letter. The Board of Selectmen need information regarding Southborough's designation as concerns the Metropolitan or Non-metropolitan category.

SITE PLAN

Letter to A. Brooks Harlow, Jr., Headmaster, Fay School advising that the Board voted unanimously to approve the Site Plan submitted by Fay School for the purpose of converting the house now located at 46 Main St. from a residence to a dormitory.. All necessary Fire and Building Safety Codes must be satisfied prior to the issuance of an Occupancy Permit by Building Inspector Edgar A. Phaneuf, Jr.

Letter to John W. Boland, Highway Supt. advising that the bridge over the railroad tracks on Northboro Road is not rated for heavy trucks. The State DPW should be requested to rate this bridge and post it so that the Southborough Police Dept. may be able to cite drivers for using this bridge with excessive loads.

ZBA

Zoning Board of Appeals June 4, 1979, granted the petition of Grant J. Mayne and Evelyn R. Mayne, 118 Middle Road, with respect to a variance in order that the Petitioners be allowed to construct a two story masonry building which the Petitioners intend to use as a site for six racquetball courts. The Zoning District is Residence A.

Zoning Board of Appeals granted the petition June 4, 1979 of David and Janice Monroe, 156 Woodland Road, with respect to a variance to permit the construction of a garage that does not have the necessary clearance (15 ft.) from the lot line, as required by Section VI of the Zoning By-Law. The Zoning District is Residence B.

APPOINTMENTS/RESIGNATIONS

Letter to Town Clerk Paul J. Berry advising that at the joint meeting June 10, 1979 of the Board of Selectmen and the Southborough School Committee, Joseph B. Gill, 22 High St., was elected as a member of the Southborough School Committee until the next Town Election on May 12, 1980. Mr. Gill is filling the vacancy caused by the resignation of Anne H. Freeman. (Elected by a roll call vote).

TROTting PARK

Board noted June 19, 1979 letter from Joel A. Lerner, Director, Division of Conservation Services, 100 Cambridge St., Boston 02202, as concerns the accepted uses and the objectionable uses to the Town of Southborough re the Trotting Park issue. It is the opinion of Mr. Lerner that the interests of both communities would best be served through the creation of a joint commission which would serve as an advisory and policy board to the Marlborough Parks and Recreation Dept. The Commission would be composed of five members. Four of the members would be the chairpersons (or designee) of each community's conservation commission and park and recreation commission. The fifth member, the chairperson, would be appointed by the Mayor of Marlborough.

Letter to Jonathan G. Truslow, Acting Executive Director, MAPC, 44 School St., Boston, MA 02103 advising that the Town of Southborough and the City of Marlborough have met on repeated occasions with representatives of the Massachusetts Environmental Policy Act Office (MEPA) and members of the Division of Conservation Services (DCS). Various representatives of both municipalities have reviewed a series of documents which the Town of Southborough and the City of Marlborough believe will resolve the environmental and many of the land use concerns regarding the Marlborough Trotting Park. It was recommended by the Town's MAPC representative, John Lunblad, that the MAPC alter its position regarding the request for an environmental impact review so long as the agreement worked out between the above mentioned parties is executed to the mutual satisfaction of all parties involved.

SUBDIVISION

Board noted June 6, 1979 letter to Gilbert P. Leonard, Bare-Tracts, Inc., 5 Little Tree Lane, Framingham from Margit S. Donath, Planning Board Member, granting the extension he requested to completely finish the roads in the Bare-Tracts subdivision. The new date for completion is not August 31, 1979. However, no further extensions will be granted.

INSURANCE

Memorandum to Board of Selectmen from Admin. Ass't Lunblad dated May 29, 1979 re insurance as concerns the use of the helicopter and the light plane (the Town has absolutely no liability coverage for any aviation-related accident claims.) Blue Cross/Blue Shield rates for 1979/1980 will be forthcoming with the family cost down a little less than \$10 and the individual charges down a little less than \$4.

STATE AGENCIES

Board noted June 1, 1979 letter from Joel A. Lerner, Director, Division of Conservation Services, Boston 02202, re inquiry of May 25, 1979 from Admin. Ass't Lundblad re release of funds prior to the completion of an EIR, if required. The ENF review period is being extended to allow for review and approval of the development plans by the Southborough Board of Selectmen and the Marlborough City Council and Mayor. An ENF review period extension has been requested to June 30, 1979.

GRANTED: By the Board of Selectmen June 19, 1979, permit to Commonwealth Gas Co. to use, open, obstruct or occupy E. Main St. at #14 from June 20, 1979 to July 20, 1979 for the purpose of installing new gas service.

GRANTED: Board of Selectmen approved zoning permit for:
Lamy Ins. Agency for 145 Main St., Lot 1, SFR
Lamy Ins. Agency for 9 Johnson Rd., Lot 9, SFR

Selectmen signed the Treasury Warrants as follows:

| | |
|-----------------------------|-------------------------------------|
| TW #177 in the amount of \$ | 139,188.67 |
| #178 | 24,517.95 |
| #179 | 15,108.01 |
| #180 | 155,800.23 |
| #181 | 260,473.44 |
| #182 | 18,779.00 |
| #183 | 281,762.27 |
| #184 | 483,491.95 |
| # 36 | 58,000.00 (Federal Revenue Sharing) |
| # 37 | 55,000.00 (Revenue Sharing) |

John A. Lundblad, Administrative Assistant

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MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, June 26, 1979

Administrative Assistant John Lundblad's final minutes are not available at this time.

CORRESPONDENCE

TOWN BOARD

The following Motion was voted by the Board of Selectmen and the Advisory Committee at the joint meeting held on June 26, 1979:

We move that this Board and this Committee approve the Town's allocation of free cash at the Town Meeting for fiscal 1980 most recently concluded and that free cash in the amount of \$130,280. that was not specifically appropriated at such meeting shall not be utilized for the purpose of reducing the property tax levy for fiscal 1980.

This was signed by the Advisory Committee and the Board of Selectmen and forwarded to Commissioner of the Department of Revenue L. Joyce Hampers.

The Board of Selectmen proposes either the consumption and sale of alcoholic beverages be prohibited or regulated by each municipality as provided by the General Laws of the State.

Letter to Frederick Quinn, Ch., Historical Commission, asking him to contact John Baveri of Valley Road who says that a historical stone corral is being partially disassembled by persons who are salvaging field stone for a stone wall in other areas of Town.

Letter to Board of Health re potential addition of the Telephonics facility on Route 9 (Turnpike Road) which has been purchased by Northern Telecram. Mr. Hourihan of Telephonics would like to discuss what sort of expansion of the septic system would be required for their proposed expansion such as a second story to the office wing.

TOWN DEPARTMENT

Letter to Town Accountant Elaine Hinckley requesting her to establish a Special Account which retains \$2,100 for the installation of the Police Dept. Criminal Justice Information System (CJIS).

Letter to Police Chief F. J. Mattioli requesting that he inform the Selectmen's office in writing of the steps he has taken re a request by Michelle J. Lanza dated 6/20/79 re the Criminal Law Examination given by the Mass. Criminal Justice Training Council.

Board noted June 22 letter from Mass. Criminal Justice Academy, Inc. to Sgt. William C. Harpster of Southborough Police Dept. confirming the requirements for taking the Criminal Law Examination given by the Mass. Criminal Justice Training Council. It is necessary for any person interested in taking the exam to first be nominated by a police dept. Chief and the Chief must request that the test be administered to someone who is requesting a position with that dept. Nominations by the Chief does not mean intention of hiring the person(s) being nominated.

Letter to Town Accountant Elaine Hinckley regarding the telephone bill of the Youth Commission. The final bill of \$519.28 will be paid out of the Youth Commission Warrant Article and the remaining \$952.90 of the Youth Commission telephone account will be paid out of the the Central Services telephone budget. Steps are being taken to try to reduce the cost of telephone services to the Youth Commission to keep within the \$600 projected limit for last fiscal year.

Letter to Highway Supt. J. W. Boland asking him to estimate the initial cost estimates of a request by Caesar Ghiringhelli re land he has filled and leveled off on Central St. and Learned St. He would like to have the brook covered with catch basins installed at both ends of the existing culverts under Learned St. and under Central St.

Letter to William J. Colleary, Jr., Sgt. in Charge of Southborough Police Department enclosing copies of the Reserve Fund Transfer for \$1,100 for the Breathalyzer and \$2,240.31 for deficiencies in the salary account, radio account and the overtime account.

94 Southville Road. Letter to Town Counsel Busconi re problem Mrs. Giombetti is having with the Town drainage system crossing her property at 94 Southville Rd. Selectmen request that Mr. Busconi meet with Highway Supt. Boland and Mrs. Giombetti to follow through with the solution to this problem of the replacement of the pipe.

Board noted June 25, letter from the Southboro Police Assoc. listing their new officers for fiscal 1980.

MARLBOROUGH TROTting PARK

Letter to Joel Lerner, Director of Div. of Conservation Services, re his June 20, letter. Town of Southborough offers the following language to restrict access from Southborough:

"There shall be no access to or from abutting land in Southborough except over a public way accepted as a future Town Meeting.

REGIONAL

Letters to Selectmen of Westborough and Shrewsbury suggesting a meeting to discuss the possibility of servicing some of the industrial areas of Southborough through the Westborough/Shrewsbury sewerage facility soon to be constructed.

FAYVILLE HALL

Memo to Building Inspector E. A. Phaneuf, Jr. informing him that the Fayville Village Hall Committee has agreed to the fee schedule which Mr. Phaneuf recommended: \$10 for the kitchen, \$20 for the downstairs and \$25 for the upstairs. The Committee also would like: (1) a scheduling board placed in the foyer, (2) hot water brought up to the first floor men's room, (3) VFW wing needs roofing work done, (4) the flag pole in the Fayville field needs painting and a new cord, perhaps a cable to minimize vandalism, and (5) clearing out the old Civil Defense Room in the basement in order to have a storage area for the custodian.

SUBDIVISION

Southborough Farms Subdivision. Letter to Treasurer/Collector, Board of Assessors and Water Commissioners enclosing a copy of the notice of bankruptcy petition filed by H. Raymond Goodman of Sherborn. Any outstanding charges against Mr. Goodman should be recorded prior to August 11, 1979.

MDC

Letter to Town Counsel Busconi attaching June 13, 1979 letter from C.Y. Hitchcock, Jr., Acting Dir. of Water Div. and Chief Water Supply Engineer for the MDC, Boston. Selectmen request that Town Counsel review the document between the MDC and the Town of Meadow Lane construction project.

INSURANCE

Board noted copy of Chapter 268 of the Acts of 1979 signed by the Governor re "Employees' Group Health Ins. Coverage Limited to Certain Abatons" sent by the Group Ins. Commission.

LICENSE/PERMITS

ZONING PERMITS GRANTS:

George A. Hubley, Jr., SFD, 210 Southville Rd. (Lot 1)
Richard Sylvio, SFD, 106 Marlboro Rd. (Lot 1C) and
SFD, 104 Marlboro Rd. (Lot 1 A & B)

PERMITS TO OPEN FOLLOWING STREETS GRANTED TO:

Commonwealth Gas Co. to open Pleasant St. from Rt. 9 northerly east side of street from 6/26 to 7/26 for the purpose of installing approximately 15' of 4" steel gas main.

to open 60A Central St. from 6/26 to 7/26 for the purpose of installing a new gas service.

APPOINTMENTS/RESIGNATIONS

Motion was made, seconded and unanimously VOTED to appoint the following to the Southborough Police Dept., their terms to expire in May of 1980:

RESERVE OFFICER

Willard S. Putnam, 66 Mt. Vickery Rd., Southborough
Theodore Pietrasiak, 12 Cherry St., Southborough
Frank W. Moore, 97 Woodland Rd., Southborough
William E. Klein, 184 Southville Rd., Southborough
Thomas J. Boland, 35 East Main St., Southborough
Robert J. Durran, 13 Oregon Rd., Southborough
Joseph E. Bennett, 12 Leonard Dr., Southborough
Ronald G. Mattioli, 44 East Main St., Southborough
Richard L. Mattioli, 44 East Main St., Southborough
Steven V. Purcell, 8 Rockpoint Rd., Southborough

CUSTODIAN

Lewis D. Maida, 46 Main St., Southborough

POLICE MATRONS

Ann M. Beliveau, 24 Central St., Southborough
Mary-Jane F. Boland, 35 East Main St., Southborough

SPECIAL POLICE OFFICERS

Donald R. Banks, Jr., 88 Turnpike Rd., Southborough
Anna M. Beliveau, 24 Central St., Southborough
Mary-Jane F. Boland, 35 East Main St., Southborough
Veronica J. Cross, 204 Southville Rd., Southborough
Francis J. Fiorvanti, 20 Central St., Southborough
Robert J. Laptewicz, 33 Blake St., Westboro
Janice E. Norcross, 213 Parkerville Rd., Southborough

(Only when assigned to Training Missions, Special Paid
Details, etc., by the Chief of Police)

SPECIAL POLICE OFFICERS

Alvah Bugley - Eastleigh Property - 1049 Edmands Rd., Framingham
Lewis D. Maida - Southborough Town House - 46 Main St., Southborough
John W. Boland, Jr. - Highway Dept. - 12 Richards Rd., Southborough
Calvin J. Mauro - Highway Dept. - 25 Park St., Southborough
George R. Boothby - Highway Dept. - 7 Cherry St., Southborough
Albert J. Phillippo - Fayville Village Hall - 24 Learned St., Southb.
Edward F. Brock - Civil Defense Director - 9 Latisquama Rd., Southb.
James A. McCaw - Fay School Property - 19 Middle Rd., Southborough
George A. Hubley, Sr. - St. Matthews Church & South Union School
100 Southville Rd., Southborough

Selectmen signed Treasury Warrants as follows:

| | | |
|---------|--------|-----------|
| TW #185 | for \$ | 17,356.54 |
| #186 | " | 43,395.45 |
| #187 | " | 30,807.08 |
| #188 | " | 13,500.00 |
| #189 | " | 30,911.37 |
| #191 | " | 14,398.10 |
| #192 | " | 48,000.00 |
| #193 | " | 27,129.00 |
| # 1 | " | 543.12 |
| # 2 | " | 25.00 |
| # 3 | " | 64,665.00 |
| # 4 | " | 9,970.14 |

John A. Lundbland, Administrative Assistant

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MINUTES OF MEETING
BOARD OF SELECTMEN

Tuesday, July 10, 1979

Present: Chairman Paul R. O'Connell, Jr., Sel. Donna McDaniel, Sel.
7:30 p.m. Louis Bartolini, Admin. Asst. John Lundblad, Fire Chief
to Edward F. Brock, Ernest Guiglie, 2 Southville Road,
7:35 p.m. E. Guiglie Construction Co. present for a Gasoline Storage
License Hearing for Mr. Guiglie.

Chairman O'Connell read the Notice of the Hearing. He asked Chief Brock if the procedure and the plans satisfied his requirements; Fire Chief Brock indicated in the affirmative. Mr. Guiglie explained that his operation has been located in Southborough for approximately two years and that because of the current gasoline shortage, he needs to secure supply for diesel as well as gasoline fuels. Sel. McDaniel moved to approve the new storage limit at 2 Southville Road to 6,000 gallons of diesel for a total of 14,000 gallons of petroleum product to be stored on the premises; seconded by Sel. Bartolini and APPROVED by unanimous voice VOTE of the Board of Selectmen.

7:35 p.m. The Selectmen met with Fire Chief Edward Brock to discuss
to Engine 21. Engine 21 had been temporarily repaired a
7:45 p.m. number of weeks before. Apparently the repair was insuf-
ficient to solve the long-range problem in the engine.

The Selectmen discussed with Chief Brock various possibilities to fix the pumper. It was the consensus of the meeting that the Chief would try to have the temporary repair duplicated as soon as possible by the same company to see if the machine could be put into working order for minimal cost. (Sel. Bartolini met with the Advisory Committee from 9:20 p.m. to 9:30 p.m. to apprise them of the problem with the fire truck.)

7:45 p.m. The Selectmen met with Charles Hinckley of 22 Clifford St.
to Mr. Hinckley met with the Board to discuss a request he
8:00 p.m. had filed for a property claim arising from defect on
Clifford Rd.. The Sel. were informed by the Admin. Asst.

that the normal procedure had been followed. Mr. Hinckley had made notice within their required time. Mr. Boland had inspected the roadway and had assured the Selectmen's Office that it was in fact the Town's liability. At this time the matter was referred to Town Counsel and it has been there since early April. The Sel. reviewed the bills in the file in relation to this matter and authorized the Admin. Asst. to move forward with the matter as soon as possible after checking with the Town Counsel. The exact dollar figure on the estimate from Ted's of Fayville would have to be revised; once that figure is accepted by the Admin. Asst. with each of the Sel. over the phone, so long as the bill does not exceed the current estimate, the bill could be paid out of next week's warrant. Mr. Hinckley was informed that in the event that a special Selectmen's Meeting would be needed to review any changes in this, the Sel. would prevent any further delay on Mr. Hinckley's request.

The Selectmen reviewed a letter from Ernest Kallander regarding the action taken by the Board of Selectmen as concerns Mr. Kallander's request that the Town abandon a portion of Valley Road. Chairman O'Connell read the letter aloud. After ten minutes of discussion, it was agreed that the Admin. Asst. would write to Mr. Kallander expressing the Town's concern with the need to have a commitment from the MDC to sell their portion of the abandoned roadway to Mr. Kallander prior to any serious consideration being given by the Town.

The Selectmen approved a request to close Rock Point Road for a block party.

8:25 p.m. The Selectmen met with Building Inspector Edgar A. to Phaneuf, Jr., regarding the old Fire Station. Chairman
8:50 p.m. O'Connell read Mr. Phaneuf's letter aloud. Discussion followed on an item by item basis. Mr. Phaneuf was instructed to cost out the various techniques in solving the water problem, possible heating help alternatives, and improving the roof.

The Selectmen read a letter from Joseph Madison, Chairman of the Recreation Commission as concerns vandalism and public drinking on Town fields. It was the recommendation of the Selectmen that the Recreation Commission work directly with the team managers and league managers to curtail this activity offering them one final warning in writing. In addition, the Selectmen will work with the police to try and get a better handle on the nature of the problem.

The Selectmen discussed a recent ruling from Superior Court just conveyed to the Town via a letter by the Bureau of Accounts concerning the so called 1.5 law governing the pay of fire chiefs. Selectmen expressed concern over the increased cost that this State's mandated program may cost.

9:20 p.m. Selectmen Bartolini attended the Advisory Committee to Meeting regarding the future costs for the repair of
9:30 p.m. Engine 21 fire truck.

Selectmen appointed Roger Capone to a three year term on the Youth Commission to fill the vacancy created by Mrs. Sarah L'Heureux's decision not to seek a second term. Mr. Edward Maguire was appointed to a one year term to fill the unexpired term created by the resignation of Dr. Marilyn Meserve.

Chairman O'Connell reviewed a letter from Joel Lerner, the Director of Conservation Services to the Selectmen and to the Mayor of Marlborough regarding the Marlborough Trotting Park. Mr. Lerner's letter summarized the meeting of June 27th at which time the Selectmen, the Mayor and various staff persons met to discuss this issue. The specific issues raised by Chairman O'Connell included 1) the language regarding the access road. Chairman O'Connell noted that

a letter to Mr. Lerner had offered slightly different language to try and protect the Town from access to this park, and 2) the sale and consumption of alcoholic beverages on site. It was the feeling that the Town could not relinquish its right to authorize the sale and consumption of alcoholic beverages, 3) the Selectmen were concerned with Mr. Lerner's inclusion of a requirement that the entire agreement be "ratified" by a special town meeting.

This matter Chairman O'Connell indicated he would raise directly with Mr. Lerner after he had spoken with the Stowe Road residents. It was the understanding of the Town that the Marlborough City Council had referred this project to a study committee.

CORRESPONDENCE

Letter to Paul J. Berry, Town Clerk advising that the Board voted unanimously to dissolve the ad hoc Committee to Study the Sale of the Old Fire Station (5 Main Street).

Letter to Paul J. Berry, Town Clerk advising that the Board voted unanimously to appoint Cyd C. Ostrovsky, 1 Tara Rd. as a Special Municipal Employee (Advisory Committee) (under C. 268A, Sec. 1 & 17 G.L.), term ending May 1981.

Board noted June 18, 1979 letter to Town Clerk Paul Berry from Marilyn M. Meserve, M.D., Middle Road, resigning as a member of the Youth Commission. (Term was to expire in 1980).

Letter to Paul J. Berry, Town Clerk advising that the following were unanimously appointed as members of the Youth Commission:

Edward Maguire, 175 Cordaville Rd., 1 year term (expiring May 1980)
(filling vacancy of Marilyn Meserve)

Roger W. Capone, 21 Richards Rd., 3 year term (expiring May 1982)

Letter to Barbara Jandrue, 15 Rock Point Road, re her July 9, 1979 request to block off a small section of Rock Point Road; the Selectmen granted her permission to block off the road for a cookout on Saturday, July 14 between 4 p.m. and 11 p.m.

Letter to Ernest Guigli, 240 Weston Rd., Wellesley, 02181 advising that the Board voted unanimously to grant a License to store, in tanks underground, 14,000 gallons of diesel fuel and gasoline on his property located at 2 Southville Road.

Letter to Personnel Board re Board's vote of a step increase for Building Inspector Edgar Phaneuf, Jr. from Step 2 to Step 4 (Grade 19) effective August 1, 1979. New rate will be \$345/week.

Letter to Frances Spayne, 167 Parkerville Rd., re her June 14 request to open up a small shop to sell second-hand paperback books, hand-crafted items, centerpieces, plants, etc. A site plan should be submitted. She should contact Building Inspector Phaneuf for assistance in this matter.

Board noted decision of Zoning Board of Appeals denying petition of WGTR Radio (Home Service Broadcasting Corp. of Natick, MA) to construct a transmitter building and five radio antennae with utility bases on the northerly side of Southville Rd. immediately west of the Ashland Town line.

Marlborough Trotting Park. Letter to Joel Lerner, Director of Division of Conservation Services re Mr. Ross' July 16 letter. Selectmen wish to avoid future disputes between Marlboro and Southboro on the point of access to the property from Southboro and resubmit the following language:

Access. There shall be no access to or from the premises from Southborough, and the only access shall be from Marlborough.

Board noted June 22 letter from State Dept. of Revenue, Bureau of Accounts, with interpretation of the Bureau's position regarding General Laws, Chapter 48, Section 57G. The Police Chief's ratio is based on the highest paid man of his police force. (Kardis vs. Morris re a Police Chief's salary being computed from the highest base salary of a full-time police officer).

Letter to Personnel Board re the Selectmen unanimously support of the temporary reclassification of Jennifer A. Bishop as Temporary Collector and the temporary reclassification of Mary Guilford as Temporary Treasurer from May 23, 1979 until June 25, 1979. Selectmen request that these employees be compensated for their temporary assignments. Memo attached further explains this request.

Memo to Fire Chief Brock confirming the understanding of the Board that Fire Chief Brock will attempt to have 1972 Maxim pumping engine repaired using a sealer. If this is unsuccessful, this matter will be discussed further.

Marlborough Trotting Park. Letter to Joel Lerner, Director of Division of Conservation Services re Selectmen's July 6 letter and Mr. Lerner's June 28 letter re the access to and from issue, the sale or consumption of alcoholic beverages within the parcel, etc.

Letter to William J. Colleary, Sgt. in Charge, Police Dept. attaching legal opinion from Town Counsel F.A. Busconi re use of a helicopter for Police Work. It is the policy of the Board that the Southborough Police Dept. shall not be authorized to utilize any aviation services in its normal activities. Selectmen ask that he continue the investigation with Lamy Ins. Agency re the cost of coverages in the event of emergencies. Town Counsel's July 3, 1979 opinion stated that "in view of the total lack of insurance on the 'helicopter', the Town should not allow any of its employees, while engaged in Town business, under any circumstances, to fly in the helicopter."

Marlborough Trotting Park. Board noted 6/28/79 letter from Joel Lerner, Director of Div. of Conservation Services summarizing the final agreement and listed the amendments to the Urban Self-Halp contract to include the permitted uses.

Board noted June 25 letter from Robert Paquin, Dir., Community Planning and Development Div. of HUD stating that for Fiscal Year 1979 Southborough is a non-metropolitan community, according to HUD's records.

GRANTED: Permits to open public ways as follows:

- (1) to N.E. Telephone to open Marlboro Rd. from west side at St. Mark's from 7/9 to 7/13 to repair damaged telephone cable.
- (2) to Commonwealth Gas to open Latisquama Rd. at #21 from 7/3 to 8/3 to install a new gas service.
- (3) to Commonwealth Gas to open Marlboro Rd. at #164 from 7/3/ to 8/3 to install a new gas service.
- (4) to Commonwealth Gas to open Chestnut Hill Rd. from 7/3 to 8/3 to make repairs to existing 12" gas main (on south side of road 107' east of pole #38)
- (5) to Commonwealth Gas to open Chestnut Hill Rd. from 7/3 to 8/3 to make a main repair to existing 12" gas main. (on southside of pole #20)
1
- (6) to Commonwealth Gas to open Northboro Rd. from 7/3 to 8/3 to make repairs to existing 12" gas main. (on southside of road 142' west of pole #41)
- (7) to Commonwealth Gas to open Cordaville Rd. from 7/3 to 8/3 to make main repairs to existing 12" gas main (on east side of road at pole #102 pole #104 and House #231)

Selectmen signed the following Treasury Warrants:

| | | |
|----------------|------------|---------------------------|
| TW #190 for \$ | 35,281.62 | |
| #194 for | 2,957.43 | |
| #195 for | 37,053.07 | |
| #197 for | 61,508.89 | |
| # 5 for | 18,799.25 | |
| # 6 for | 8,924.27 | |
| # 8 for | 37,158.07 | |
| # 9 for | 594,350.63 | |
| #34 for | 1,402.38 | (Federal Revenue Sharing) |

10:15 p.m. VOTED to adjourn the meeting.

John A. Lundblad, Administrative Assistant

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MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

July 19, 1979

7:15 p.m. Conference Room A in the Town House.

Present: Chairman Paul R. O'Connell, Jr.; Sel. Donna L. McDaniel;
Sel. Louis J. Bartolini and Admin. Assistant John A.
Lundblad.

The Selectmen interviewed police applicants:

| | |
|-----------|------------------|
| 7:15 p.m. | Thomas Brady |
| 7:30 p.m. | Ronald Gray |
| 7:45 p.m. | Bradford Newman |
| 8:00 p.m. | Francis Saunders |
| 8:15 p.m. | Robert Nanof |
| 8:30 p.m. | Mark Lewis |
| 8:45 p.m. | Thomas Boland |
| 9:00 p.m. | Judith Powell |
| 9:15 p.m. | Michelle Lanza |
| 9:30 p.m. | Nelson Goldin |
| 9:45 p.m. | Richard Mattioli |

9:45 p.m. The Selectmen signed Zoning Permits for the following:

Bryon H. McCarthy
Edward J. Murphy 51 Valley Rd., (updated), Lot 1, SFR (7/17)
William N. Davis, 12 Lynbrook Rd., Lot 4, SFR (7/17)
William N. Davis, 10 Lynbrook Rd., Lot 3, SFR, (7/17)
Oak Hill Const., Inc., 43 Parkerville Rd., Lot 41A, SFR, (7/17)
Oak Hill Const., Inc., 41 Parkerville Rd., Lot 42A, SFR, (7/17)
John A. Bartolini, 196 Parkerville Rd., Lot 9, SFR, (7/17)

The Selectmen reviewed correspondence from the Commonwealth of Mass., Div. of Conservation Services, D. Thomas Ross. Selectmen authorized letter to respond to Mr. Ross' comments and to Mr. Lerner's earlier letter of June 27th.

Selectmen also considered the resignation of Thomas Boland, Dispatcher for the Police Department; instructed the Administrative Assistant to have the Police Chief post a notice to all reserves and auxiliaries that this position is open and that the Selectmen are taking applications.

Selectmen noted correspondence from the Personnel Board regarding that Board's decision not to grant a retroactive payment to Jennifer Bishop and Mary Guilford for their tenure as Temporary Collector/Treasurer respectively.

TOWN DEPARTMENTS

Memorandum to Building Inspector Edgar A. Phaneuf, Jr., requesting that he inventory the items left in the Fayville Village Hall cellar now that the Civil Defense equipment has been removed. The items will be first offered back to CETA and then turned over to Highway Supt. John W. Boland.

Letter to James McCaw, Wiring Inspector advising that the Selectmen have authorized whatever repairs are necessary for Eugenie Boutillier's home at 198 Southville Road in order to restore full electrical service to her home as quickly as possible.

Board noted July 19, 1979 letter from Town Accountant Elaine Hinckley listing the rates of compensation for Fire and Police Department Heads from Fiscal 1975 through 1980.

Speed Letter July 13, 1979 to Fire Chief Edward F. Brock regarding the 1972 Maxim Pumping Engine. It is the understanding of the Board that he will attempt to repair that vehicle using a sealer.

Chief Brock responded July 16th that a sealer has been put in the engine and it is being run one hour per day for test purposes. The truck will be put back in service at the end of a week if it shows no leaks.

APPOINTMENTS/RESIGNATIONS

Board noted July 19, 1979 letter from Thomas J. Boland, 35 East Main Street advising Chief Francis J. Mattioli of his resignation August 2, 1979 from the Southborough Police Department as Dispatcher and Reserve Patrolman.

STATE AGENCY

Letter to Ernest L. Kallander, 18 Meadow Lane, re his July 16, 1979 correspondence which was reviewed by the Selectmen at its Special Meeting on July 19. Mr. Kallander was advised that the Selectmen do not agree with the stipulations of his June 20 letter. They feel that an assurance from the MDC regarding the abandonment of the road and the ultimate disposition of the MDC's property acquired to that abandonment is necessary prior to the Selectmen supporting that measure. The difference in the Selectmen's statement over the past statements lies in the fact that the Selectmen are willing to accept from the MDC the limited assurance that the staff personnel required to review and comment on such matters would

STATE AGENCY (cont.)

favor the transfer. As the basic minimum requirement the MDC staff must indicate in writing a willingness to support this measure.

10:00 p.m. VOTED to adjourn the meeting.

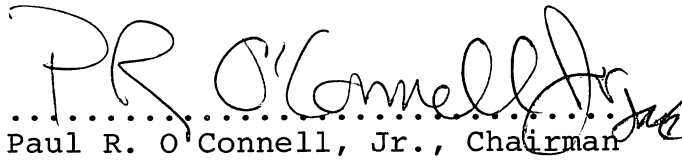

.....
John A. Lundblad, Admin. Assistant

jal/dp

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

Tuesday, July 24, 1979

- 7:15 p.m. Selectmen Present: Chairman Paul R. O'Connell, Jr., Sel.
to Donna L. McDaniel, and Sel. Louis J. Bartolini. Also
7:30 p.m. present was Nelson Goldin who was interviewed for the
position in the Southborough Police Department as a
Police Officer.
- 7:30 p.m. Selectmen closed this special meeting and moved to
their regularly scheduled meeting in the second floor
Hearing Room of the Town House.


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Paul R. O'Connell, Jr., Chairman
Board of Selectmen

jal/dp

MINUTES OF MEETING
BOARD OF SELECTMEN

Tuesday, July 24, 1979

7:30 p.m. Meeting convened in the Hearing Room. Present were:
Chairman Paul R. O'Connell, Jr., Selectman Donna L.
McDaniel, Selectman Louis J. Bartolini. Administrative
Assistant John A. Lundblad was absent.

SCHEDULED APPOINTMENT:

7:30 p.m. Meeting to discuss drainage and street improvements on
Pine Hill Road. Present were: Developers of the proposed
Pine Hill Subdivision: Dr. Richard Hallisey, Robert Venne,
David Keniry; Planning Board members; Conservation Commission members;
Highway Superintendent John W. Boland; Town Counsel Frederick Busconi;
and Attorney Terrance J. Hamilton of Tyler & Reynolds, 1 Boston Place,
Boston, MA.

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Notes taken by Paul R. O'Connell, Jr. ...

Sriberg willing to consider the construction of a larger pipe if the
Town would assume all expense (in the several hundred thousand range)
and liability. Pipe passes thru a building which is still standing -
much existing flooding.

Venne says the construction of this pipe - significantly little volume
of water flowing thru Sriberg's property.

Hallisey feels 1,200 feet in the street of drainage pipe and catch
basins at developer's cost is enough of a \$ burden for the developer -
that construction would help the Pine Hill area.

Venne says he would be willing to develop some plans for the enlarge-
ment of the pipe thru Sriberg's property if that is necessary.

It seems like each party can improve their situation. If Sriberg has
as flooded a situation as he describes, wouldn't he be willing to
consider a wetland...

(Does the Town presently have an easement of record thru the
Sriberg property? No.)

Sriberg: If Town is willing to bear the expense of solving the
problem without creating a problem downstream into Framingham, he would
allow it.

Fred Douglas suggests the Town bear the cost of bringing the pipe to
the current requirements and developer should bear the cost of the
pipe to handle the subdivision.

Sriberg feels Southborough and Framingham should solve the problem downstream.

Venne feels a ponding basin retention area is unfeasible.

Terrance Hamilton, Attorney representing Charles Beebe, was present as he had requested notices of any hearing on this matter and asked to be kept informed.

Dave Keniry: About the 12' culvert, does the Town have some responsibility? Keniry feels the problem downstream is due to a small pipe in Framingham and subdivision in Framingham and said that Framingham has spent \$70 million more or less within the past few years which has solved the problem downstream. Sel. Bartolini said to deal with Framingham on this.

(How does the bump in the road figure into this?)

...end of Sel. O'Connell's notes.

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Notes taken by Selectman Donna L. McDaniel...

In addition to basic explanation of what they wanted from Venne, primarily:

Sriberg said if the town was responsible for any and all damage due to excessive water, he would consider letting water go through his building. Described his problems and said he thought there were "hundreds of thousands" of dollars of work needed to correct his problem.

Venne referred to an appeal to DEQE which it turned out later was not by them but by "abutters". Venne said it had been over a year and nothing from DEQE.

Venne said could provide info from hydrological studies (he said hydraulic - but...) and said there would not be any significant effect from flow of water.

Keniry said "all" they were asking was to open a town road to allow drainage work.

Fred Douglas said Conservation Commission hadn't seen new plan and offered some interesting comments on the pipe proposal...

Keniry said work had been done by Framingham and ? on Angelica Brook and problems had been corrected, no problems in January 1979 flooding..(?)

Sriberg suggested problem of whole brook is up to Framingham and Southborough to solve - downstream.

I noticed that one of the developers may have referred to Greystone Way as a public way.

...end of Sel. McDaniel's notes.

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Notes taken by Sel. Louis J. Bartolini...

Town to assume all costs of flooding barn structure, ponding area and racetrack in the area. This year 1979 1' of water over road and 2' in barn floor. Bob Venne engn. design info. to Town for free. Paul questioned what happens to water after ty in, cost to town to correct flow of water in undersigned pipe. Doc. 1,000' of pipe on town - he will install piping; town at this time should assume some responsibility of cost to people in this area. Bob Venne at intersection of Greystone Road - at Pine Hill Road - catch basin will be installed. Sriberg will not assume any cost to project but will allow engineers on property for design. Ponding area is not suitable to this land. Delia Mulvaney (of Conservation Comm.) states her Commission needs new facts for new proposal.

end of Sel. Bartolini's notes

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Other transactions:

Board appointed George Schnare, 83 Turnpike Road, Southborough as a member of the Conservation Commission, his term to expire in May 1982.

Unan. vote to grant one-day Special Permit to sell wine and beer at a clambake at Commonwealth Gas Co. on Cordaville Road for August 22.

Permission granted to Fire Chief Edward F. Brock to burn house at 14 Pearl Street as a fire drill. Permission was received from the owner, Linda Strand.

The Huff family, 73 Marlboro Road, registered a complaint against business located at 77 School Street. The Huffs said that it has been 45 days since the conditions were issued on the Class II License stating that the fence should be along the property line, not just in back, or at least the length of the building. The Huffs referred to "traffic all night". When questioned by Selectman McDaniel, the Huffs said they weren't referring to work there but to cars pulling in and out near back which they had mentioned to the Police Department.

Board approved request received from Police Sergeant William Harpster. "No loitering from 9 p.m. to 6 a.m." signs are to be installed at various public recreation areas (Under By-Law Art. X, Section 5 and General Laws 272, Section 54.)

Board granted permission to Commonwealth Gas Co. and Mass. Electric Co. to open Main Street in order to install conduit for Fay School.

(For original hand-written notes, see file "Pine Hill Road Subdivision".)

Above information transcribed from the Selectmen's handwritten notes.

Marjorie R. Putnam
Marjorie R. Putnam, Secretary

Tuesday, July 24, 1979

As per recommendation of Highway Supt. John W. Boland in his August 1, 1979 letter, the Board unanimously VOTED to award the following contracts for Highway Department's annual requirements for certain materials and services:

| <u>1. Material</u> | <u>Price Delivered</u> | <u>Location of Plant</u> |
|---------------------------|------------------------|--------------------------|
| Catch Basin Frame & Grate | \$103.50 | 14 E. Union St. |
| Manhole Frame & Cover | \$112.50 | Brockton, MA |

Awarded to E.L. LeBaron Foundry Co., 14 E. Union St., Brockton, MA

| <u>2. Material</u> | <u>Price per l.f.</u> | | <u>Location of Plant</u> |
|-----------------------------------|-----------------------|------------------|-----------------------------------|
| | <u>At Plant</u> | <u>Delivered</u> | |
| 12" ACCM Pipe (coated & paved) | \$4.05/ft. | \$4.26/ft. | Iron Horse Park, No. Billerica |
| 15" ACCM Pipe (coated & paved) | \$4.83/ft. | \$5.08/ft. | " |
| 18" ACCM Pipe (coated & paved) | \$5.80/ft. | \$6.10/ft. | " |
| 24" ACCM Pipe (coated & paved) | \$7.84/ft. | \$8.25/ft. | " |
| 30" ACCM Pipe (coated & paved) | \$11.54/ft. | \$12.15/ft. | " |

Awarded to Penn Culvert Co., Iron Horse Park, N. Billerica, MA.

| <u>3. Material</u> | <u>Price in Place</u> | <u>Location of Plant</u> |
|--------------------|-----------------------|--------------------------|
| Cutback Asphalt | \$0.693 per gal. | Sunderland, MA |
| Asphalt Emulsion | \$0.693 per gal. | " |

Award to All States Asphalt, Inc., Sunderland, MA

| <u>4. Material</u> | <u>Price at Plant</u> | <u>Price Delivered</u> | |
|----------------------|-----------------------|------------------------|--|
| Bank Gravel | \$1.30 | \$2.75 | |
| Crushed Bank Gravel | 2.75 | 3.75 | |
| Washed Sand | 2.15 | 2.75 | |
| 1½ Crushed Stone | 3.75 | 4.75 | |
| Pea Stone or ¾ Stone | 3.50 | 4.50 | |
| 60-40 Sand-Stone Mix | 3.00 | 4.00 | |
| Cold Mix Asphalt | | | |
| Emulsion Pavement | 14.00 | 15.00 | 60-40 stone-sand mix with appr. 14 gal. of Mag 70 "M" per ton. |

Awarded to Pyne Sand & Stone Co., 66 Fruit St., Hopkinton, MA 01748

5. Material: Placing cold mix asphalt pavement at bid price of \$4.95/ton. Contract awarded to E.C. Murray Const. Co. Inc., 66 South St., Framingham, MA 01701.
6. Contract awarded to Eastern Excavating Co., Inc., 104 West Union St., Ashland, MA 01721, for the following:

Hydraulic Backhoe Rental: \$45.00/per hour and Trailer Move: \$50.00 per move.
7. Contract awarded to Bell and Flynn Co., Inc., Bunker Hill Ave., Stratham, NH 03885 for the following:

Pavement rehabilitation \$3.25 per square yd. (sub-grade changes: where necessary the contractor shall furnish equipment on an hourly basis at the rates quoted as follows -- rates to include operator and fuel):

| <u>Type of Equipment</u> | <u>Hourly Rate</u> |
|----------------------------|--------------------|
| Heavy Duty Grader | \$40.00 |
| 4 Co. Yd. Front End Loader | 40.00 |
| 10 Wheel Dump Truck | 25.00 |

GRANTED: Permits to Open the following Public Ways:

- to Commonwealth Gas Co. - Parkerville Rd. 7/12/79
(emergency repair to gas main)
- 8 Lyman St. 7/5 (emergency repair on gas main)
- 84 Newton St. 7/25 to 8/25
(installing a new gas service)
- 92 Newton St. 7/5 to 7/6
(emergency repair to service)

Letter to Richard D. Hockman regarding his resignation as Youth Director for the Town as of July 28, 1979.

Letter to Fire Chief Edward Brock confirming the understanding that an outside heating consultant will be retained to examine the heating problems at the new Fire Headquarters building at 21 Main St. to make this system more efficient.

Letter to C.E. Williams Ins. Agency (updating 4/3/79 letter from Selectmen's office) requesting additional information re coverages currently in force and exposure which the current Public Official Liability Law exposes the Town elected and appointed officials to.

Letter to Fire Chief Edward Brock re 14 Pearl St. informing him that a duly signed Release has been received from owner Linda Strand permitting the Town to tear down, burn or destroy the building or buildings at 14 Pearl St. A drill should be scheduled and raze the structures. Highway Supt. Boland will assist in leveling the cellar hole and/or removing any debris from this lot. Letter to Highway Supt. Boland enclosing a copy of this letter and a copy of the release requesting that he work in conjunction with the Fire Dept. re this matter.

Letter to Data General suggesting instituting a policy incorporating several elements to try to improve the inspection problem based upon the recommendations of Michael Murphy of Data General.

Letter to Highway Supt. John Boland re Data General's commitment to recycling. Prime concern is volume of industrial waste and not problems of bulk or hazardous materials. Data General, via Mike Murphy, will look into the problem to try to encourage greater recycling of paper, cardboard and wooden pallets. The Recycling Committee could perhaps identify a site where the pallets could be stored for townspeople who are looking for firewood.

Letter to Dean Amidon, Commissioner of State DPW, Boston, expressing Board's gratitude for the expeditious handling of the traffic problems which had been encountered along Rt. 9 near Crystal Pond Rd. and Rt. 30 near the Framingham Industrial Park. Board requests the Commonwealth to consider amending the permit granted to the Selectmen for the erection of the traffic light at Crystal Pond Road. Selectmen requests the previous permit and financial requirement placed upon the Town and Dat General Corp. be reconsidered and possibly revised given the current policies of the Commonwealth re these types of intersections. Commonwealth re these types of intersections further improvement to this intersection to grant better access for Western Electric Co. and Crandall-Hicks Co. in order to provide safe transit off private roads such as New York Ave. and California Ave. in the Framingham Industrial Park.

Letter to Advisory Committee Chairman C. Fay enclosing copy of Management Letter from Bureau of Accounts to the Assabet Valley Regional Vocational District School Committee.

Letter to State DPW c/o K. Krekorian, Deputy Chief Engineer, informing the State that representatives of Conservation Commission and Crandall-Hicks are working together to try to determine an acceptable Hatch Act procedure to look at the entire development with a single Wetlands Protection Act Permit re State request to acquire property from Crandall-Hicks for the relocation of the driveway entrance for Western Electric at the intersection of Crystal Pond Rd. and Rt. 9.

Letter to Conservation Chairman Delia Mulvaney re above matter listing three items, each of which could cause a Hatch Act Hearing to be held: (1) relocation of driveway entrance to Rt. 9, (2) relocation of driveway from the access Rd. to be built by the State to Crandall-Hicks' existing driveway, and (3) proposal by Crandall-Hicks to clear and fill the area due south of the driveway entrance for future development.

serving industrial parks.

Letters to Police and Fire Chiefs enclosing an opinion dated July 31, 1979 by the Personnel Board concurring with Town Accountant's decision that their weekly salary should be paid at the rate of \$444.11. This pay should be retroactive to July 1, 1979. (Chapter 48 s. 57G guarantees a 1.5% ratio of the highest paid patrolman and firefighter plus 11 paid holidays.)

Letter to Town Clerk Paul Berry to be posted announcing a hearing at 7:30 p.m. August 21st to consider the revision of the fees for Fayville Village Hall as recommended by the Building Inspector and the Fayville Village Hall Committee.

Memo to Highway Supt. John Boland and Water Supt. William Binder enclosing excerpt of Chapter 403 of the Acts of 1968 regarding excavation in public ways.

Letter to Police Chief Frank J. Mattioli requesting a list of Auxiliaries or Special Officers which he would recommend for appointment to the Reserve Force. There are several vacancies which need to be filled. All newly appointed Reserve Officers must pass an exam given by the Mass. Criminal Justice Academy, Inc. to be held on September 11, 1979.

Letter to New England Regional Commission, Boston, asking for information regarding the procedures to be followed to return vehicles and equipment to the Federal Government or the appropriate agency which were received from the surplus property program.

Board noted receipt from the State DPW, Boston, of Parking Traffic Regulation Permit No. 3-1750, dated July 9, 1979 approved by the State, duly signed by the Selectmen, restricting parking on certain sections of White Bagley Rd. and on Middle Rd. by adding to the Traffic Rules and Regulations of the Town of Southborough (adopted 11/14/72) new descriptions at the end of Article V, Section 5-6.

Letter dated July 24, 1979 from Fire Chief Brock advising that a sealer has been in Engine 21's cooling system and on July 22 the truck has been put back in service.

Letter to MDC Commissioner Guy Carbone regarding the persistent problem of the golf course at the terminus of Valley Road which abuts the MDC Sudbury Reservoir System property. The Selectmen would like a meeting on the site of the Stony Brook Golf Course to review this matter and try to identify a mutually agreeable technique permitting Mr. Kallander to construct a small service building to provide the basic shelter for his maintenance vehicles and materials.

Letter to Governor Edward King asking him to support the proposal of the Coalition for State Aid Equity and inform him that the Selectmen voted unanimously to support the so-called "Growth Factor" formula for the distribution of the \$166 million in local aid currently set aside in the State Budget.

Letter to Building Inspector Edgar A. Phaneuf, Jr. re Admin. Ass't. July 27 meeting with Brad Stroup, V.P. for Public Affairs and Finances at Data General, re the inspection problem. Mr. Stroup suggested that perhaps quarterly or semi-annual inspections of the facilities could be made instead of the extensive annual inspections. He also suggested that copies of any alterations could be sent to Mr. Phaneuf to enable spot inspections to determine if the changes affect the life safety code.

Selectmen GRANTED permission to Mass. Electric Co. to excavate West Main St. and run and maintain underground electric conduits as follows:

Beginning at existing pole #26 West Main St. then crossing 45' 6" underground in a southerly direction on West Main St. then crossing 5' 6" underground in a southerly direction under an existing sidewalk to provide service for the new addition to Fay School.

Letter to Milton Steen, District Manager of Mass. Electric Co. regarding the relocation of power service from St. Mark's St. to Rt. 85. A Hearing by the Tree Warden is set for August 6, 1979 at 9:30 a.m. in the Town House regarding the removal of one tree along Rt. 85 in this vicinity.

Letter to Water Commissioner Chairman Henry Valcour, Jr., enclosing correspondence from the Hartford Steam Boiler Inspection and Ins. Co. dated July 11 re an inspection carried out 6/14 at the Turnpike Road Pumping Station.

Letter to Personnel Board asking for a meeting to discuss a number of issues relating to the clerical personnel in Town, such as the entire salary plan for the clerical employees especially the Town Hall employees, and the possibility of creating a policy to reward employees for temporary promotions when they occur in the future.

Board noted July 18 letter from the Personnel Board re its decision against granting Selectmen's request re giving additional remuneration to Mrs. Bishop and Mrs. Guilford for their providing extra services during Treasurer/Collector Ruth Johnson's absence due to illness.

Letter to Advisory Committee with an update on the possibility of a potential overrun in the unemployment compensation category for the Town. It is not expected to overrun at this time.

Letter to Irene Burke, 14 Bryden Rd., suggesting she furnish a plan to Highway Supt. John Boland regarding her request for permission to connect an automatic sump pump system to the Town's storm water drain in front of her property.

Letter to Mitchell J. Sthika, Jr. d/b/a Muley's Food and Spirits, 1 Southville Rd., re a disturbance which occurred on July 1 in the parking lot of his establishment. If these disturbances continue

and occur on a more frequent basis, the Selectmen may choose to require that he attend a hearing to discuss this problem.

Letter to The Hartford Steam Boiler Inspection and Ins. Co., Boston informing them that the inspection of the Turnpike Road Pumping Station has been referred to the Board of Water Commissioners. Re Police Station boiler, the Town is currently looking into replacing this heating system. However, if the system is merely repaired, the observations in letter of July 11 shall be included in the repairs.

Letter to Town Clerk enclosing original Permit granted by MDC to Southborough for the installation and maintenance of a 24 inch drain pipe and open riprapped drainage channel from property adjacent to Meadow Lane turning in a westerly direction to the Sudbury Reservoir (re drainage improvements authorized by ATM 1975 Art. 55).

Letter to Highway Supt. Boland enclosing a copy of permit granted from C.Y. Hitchcock, Jr., Acting Director of Water Division and Chief Water Supply Engineer for the MDC. (re Meadow Lane drainage)

Board noted July 19 letter from Town Moderator Nelson Goldin re-appointing Richard W. Guzzi, 38 Oak Hill Rd., to a 3 year term (term to expire May 1982) on the Recreation Commission.

Letter to Police Sgt. William J. Colleary requesting that a notice be placed on the bulletin board notifying all Reserves, Matrons and members of the Auxiliary Dept. a vacancy exists in the Southborough Police Dept. for a civilian dispatcher which was created by the resignation of Thomas J. Boland.

WGTR RADIO. Board noted July 20 letter from Town Clerk Paul Berry to John Rego, Chairman of Zoning Board of Appeals, enclosing copy of "Complaint for Judicial Review" filed by "Home Service Broadcasting Corporation" in Worcester Superior Court vs. ZBA re the denial of an application for a variance. (re radio tower request)

Memo to Highway Supt. John Boland enclosing a letter from Justin Radlo of DPW identifying expanded bridge replacement funds for the coming years. Supt. Boland is to contact the State Aid Officer in the Worc. District to see if any funds are allocated for Southborough.

MARLBOROUGH TROTting PARK. Board noted July 16 letter from D. Thomas Ross (for Joel A. Lerner, Director), Div. of Conservation Services, Boston, acknowledging Adm. Ass't Lundblad's July 16 letter re wording of the access issue and control over the sale and consumption of alcoholic beverages. Letter to John Bewick, Secretary of Exec. Office of Environmental Affairs, Boston, dated July 16 from D. Thomas Ross (for Joel Lerner, Director) requesting that the MEPA notice period be extended to July 30, 1979 due to the Marlborough City Council withholding final action

on the acquisition of the Trotting Park until July 28, 1979. Board noted July 9 letter from Jonathan G. Truslow, Act. Exec. Dir., MAPC, Boston stating that the MAPC has no objections to the project as described in Joel Lerner's June 28 letter to Marlborough Mayor Ferrechia and the Southborough Selectmen.

Letter to Edward Hanley, Secretary of Admin. and Finance, Boston, requesting information re the \$800,000 which was approved in the recent State Budget for management capacity building programs for localities.

Letter to Highway Supt. John Boland re Board's approval of Police Sgt. Harpster's request of July 12 for "No Loitering" signs to be posted in all public recreation areas to include the hours from 9 p.m. to 6 a.m. pursuant to Town By-Laws Art. X, Sec. 5 and Mass. General Laws, Chapter 272, Sec. 54.

Letter to Highway Supt. John Boland enclosing letter from Colonial Gardens residents (elderly housing residents) expressing gratitude for the improvement of the sidewalk on Boston Rd.

Letter to Fire Chief Edward Brock re future inspections by the Fire Inspector and the Building Inspector of the Data General facilities on Turnpike Rd. It was suggested by Mr. Stroup of Data General (on July 27) that the frequency of inspections increase at Data General, and he in turn will forward for the review of Chief Brock and Ed Phaneuf the layout plans of each factory building and any alterations that may be made within the layout of machinery offices, etc.

Letter to Fire Chief Edward Brock enclosing a sample of a form the Selectmen would like to have completed on each of the Fire Dept. vehicles. This is an attempt to quantify the energy usage on a vehicle by vehicle basis with additional analysis examining usage by department and type of motor fuel.

Board of Selectmen signed the following Treasury Warrants:

Federal Rev. Sharing TW #1 for \$30,000.00
TW #11 for \$311,229.08
TW #10 for \$ 18,790.19
TW #12 for \$ 9,959.50
TW #13 for \$ 27,072.10
TW #14 for \$ 5,114.76
TW #16 for \$ 15,096.36
TW #15 for \$ 34,000.00

John A. Lundblad, Administrative Assistant

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

Monday, July 30, 1979

Present: Chairman Paul R. O'Connell, Jr., Sel. Donna L. McDaniel, Sel. Louis J. Bartolini and Administrative Assistant John A. Lundblad. Also present: Police Chief Francis Mattioli.

8:00 p.m. Selectmen met with Ronald S. Gray of North Brookfield,
to an interviewee for the Police Department patrolman
8:40 p.m. position.

8:40 p.m. Selectmen met with Bradford Newman, an interviewee for
to the same position.
9:20 p.m.

9:20 p.m. Selectmen discussed the two candidates.
to
9:40 p.m.

9:40 p.m. Sel. Bartolini moved that Ronald Gray be appointed to
the position created by the resignation of Ralph
Evangelous; that the appointment be effective
September 1 or as soon as Mr. Gray is able to report
for duty. The Motion was seconded by Sel. McDaniel and APPROVED
by unanimous voice VOTE of the Board of Selectmen.

9:40 p.m. The Selectmen discussed with the Chief of Police his
to Reserve force. Issues included: (1) Nelson Goldin,
10:00 p.m. (2) Michelle Lanza, (3) Affirmative Action Program to
bring more women into the force. It was agreed that
the Chief would check into Mr. Goldin's references
in Hopkinton and sit down and discuss the matter with
him prior to making a recommendation to the Selectmen.

It was also agreed that the Chief should prepare a
list of potential Reserve applicants with the Selectmen's review
prior to the September 11th examination to be given by the
Criminal Justice Training Counsel.

Selectmen signed Roderick MacNeill's permit to build a single
family dwelling on 257 Parkerville Road (Lot 82).

APPOINTMENTS/RESIGNATIONS

Letter to Paul J. Berry, Town Clerk, re the July 30, 1979 vote of the Board to appoint Ronald S. Gray, Barre Road, North Brookfield, MA 01535 as a Regular Officer in the Southborough Police Department for a term of one year (term to expire May 1980).
cc: Police Chief Frank Mattioli.

Letter to Ronald S. Gray, Barre Road RFD, North Brookfield, MA 01535, advising that the Board voted unanimously to appoint him to fill the position created by the resignation of Officer Ralph Evangelous. This appointment is effective September 1, 1979 or as soon as he is able to report for duty. cc: Police Chief F. J. Mattioli, 21 Main Street.

Letter to Bradford P. Newman, 103 Water Street, Framingham, MA 01701, advising that the Board voted unanimously to appoint Ronald S. Gray, Barre Road, North Brookfield, MA to the position of Police Officer for which Mr. Newman was interviewed.

Letter to Nelson Goldin, 11 Overlook Drive, advising that the Board voted unanimously to appoint Ronald S. Gray, Barre Road, North Brookfield, MA to the Police Officer position vacated by the resignation of Ralph Evangelous.

Letter to: Thomas G. Brady, 25 Sutton Rd., Millbury, MA 01527
Francis L. Saunders, Jr., 59 Holliston St., Medway
Robert J. Nanof, 8 Forestdale Rd., Paxton, MA
Mark W. Lewis, 18 Cynthia Rd., Fram., MA 01701
Thomas J. Boland, 35 E. Main Street, Southborough 01772
Judith L. Powell, 335 Huntington Ave., Boston
Michelle J. Lanza, 87 Turnpike Rd., Fayville, MA
Richard L. Mattioli, 44 E. Main St., Southborough 01772

advising these finalists that the Board voted unanimously to appoint Ronald S. Gray, Barre Road, North Brookfield, MA, to the Police Officer position for which the above made application.
cc: Police Chief F. J. Mattioli

Letter to the non-finalists advising them that the Board voted unanimously to appoint Ronald S. Gray, Barre Road, North Brookfield, MA to the Police Officer position for which they applied. Following is the list of the non-finalists notified:

Howard S. Cooper, 19A Beaver Terrace Cir., Fram., MA 01701
George J. Moran, 33 Grant St., Marlborough, MA 01752
Robert W. Clewes, 9 White Bagley Rd., Southboroug, MA 01772
John J. McAuliffe, 68 Fairmont Ave., Worcester, MA 01604
Cheryl D. Schofield, 62 Alden St., Ashland, MA 01721
Robert E. Collins, 164 E. Columbia St., Alliance, Ohio 44601
Charles M. LaHave, 135 East Main St., Westboro, MA 01581
Michael W. Buckley, 104 State St., Marlborough, MA 01752
David F. Richardson, 91 Country Club Blvd., Worcester, MA 01605
Daniel C. Bouchard, 100 Chapman Drive, Gardner, MA 01440
Roger S. Blakeman, 65 Pleasant St., Ashland, MA 01721

APPOINTMENTS/RESIGNATIONS (cont.)

List of non-finalists cont.:

Kathleen M. Gould, 6 Tucker St., Natick, MA 01760
Glenn S. Morrison, 23 Wilmont Rd., Framingham, MA 01701
Richard F. Harran, 48 Spring St., Hopkinton, MA 01748
William Valliere, 24 Fayette Rd., Bedford, MA 01730
Charlotte A. Gardner, 7 Prentiss St., Southborough, MA 01772
Thomas F. Goulet, 21 Auburn St., Framingham, MA 01701
Richard A. Flannery, 287 Hayden Rowe, Hopkinton, MA 01748
William F. Bond, 27A Beaver Terrace Cir., Fram., MA 01701
Paul R. Gedutis, 10 Whitney St., Westborough, MA 01581
Michael J. Bradley, 5 Malvern Rd., Worcester, MA 01610
Thomas J. O'Loughlin, One Foskett Court, Natick, MA 01760
Robert F. Sullivan, 319 East Main St., Marlborough, MA 01752
Alan J. Vanaria, 15 Cedarwood Ave., Waltham, MA 02154
John F. Norton, 663 Water St., Framingham, MA 01701
Paul A. Beliveau, Jr., 24 Central St., Fayville, MA 01745
Lawrence S. Hendry, 51 Fenelon Rd., Framingham, MA 01701
David E. Smith, 73 S. Quinsigamond Ave., Shrewsbury, MA 01545
Donald Avey, 33 Washington St., Marlborough, MA 01752
Francis J. Fiorvanti, 20 Central St., Fayville, MA 01745
R. Scott Gonfrade, 28 Pond St., Framingham, MA 01701
Christopher C. Hill, 39 Cottage St., Framingham, MA 01701
Stephen F. Morin, 74 Boyce St., Auburn, MA 01501
Robert C. Straight, 3 Robbenn Road, Hopkinton, MA 01748
Donald A. Haapakoski, 61 Frank St., Worcester, MA 01604
Thomas Miller, 40 Centre St., Natick, MA 01760
Robert J. Durran, 13 Oregon Rd., Southborough, MA 01772
Robert T. Lisberger, 14 Royal Crest Dr., Marlboro, MA 01752

STATE AGENCY

Letter to Joel A. Lerner, Director, Div. of Conservation Services, advising that Ch. Paul R. O'Connell, Jr. has requested that a copy of a plan prepared by Ewald Engineering Co., Inc. for the current owners of the Trotting Park be transmitted to him. This plan of the Trotting Park was presented to the Southborough Planning Board for approval. cc: John A. Bewick, Sec., Exec. Office of Environmental Affairs; Marlborough Mayor J. A. Ferrecchia; Jonathan G. Truslow, Acting Exec. Director, MAPC; Samuel G. Mygatt, Dr., MEPA Unit.

10:00 p.m. VOTED to adjourn the meeting.

.....
John A. Lundblad, Administrative Assistant

jal/dp

July 31, 1982

Selectmen signed the following warrants:

| | | | |
|------|----|---------------------|-----------|
| TW # | 2 | in the amount of \$ | 1,308.27 |
| TW # | 17 | in the amount of \$ | 22,794.28 |
| TW # | 18 | in the amount of \$ | 8,596.55 |
| TW # | 19 | in the amount of \$ | 245.00 |
| TW # | 20 | in the amount of \$ | 50,426.14 |

j

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, August 7, 1979

Administrative Assistant John Lunblad's final minutes are not available at this time.

CORRESPONDENCE

July 31 letter from Board of Assessors enclosing a copy of the decision of the Supreme Judicial Court in the recent "Andover" lawsuit case concerning funding for towns to implement valuation of property at full and fair cash value.

As per recommendation of Highway Supt. John Boland in his letter of August 1, 1979, the Board unanimously voted to award the contract for the following to Trimount Bituminous Products Co., 1840 Parkway, Everett, MA 02149:

| <u>1. Material</u> | <u>Price at Plant</u> | <u>Location of Plant</u> |
|----------------------------|-----------------------|--------------------------|
| Bituminous Concrete Top | \$17.00 | Spring St., Ashland, MA |
| Bituminous Concrete Binder | \$17.00 | " |
| Bituminous Cold Patch | \$17.00 | " |
| <u>2. Material</u> | <u>Price in Place</u> | <u>Location of Plant</u> |
| Bituminous Concrete Top | \$21.10 | Ashland, MA |
| Bituminous Concrete Bincer | \$21.10 | " |

Awarded to E. C. Murray Construction Co., Inc., 66 South St., Framingham, MA

Letters are to go to the following list of the bidding companies who were not awarded the contracts for Highway Dept. Annual Road Materials:

| | |
|---|---|
| Granger Industries, Inc. Joseph J. DeFalco, Paving Supt. P.O. Box 923 Worcester, MA 01613 | Thomas L. Finn, Jr. Worcester Foundry Co 180 Prescott Street Worcester, MA 01605 |
| Richard C. Barret, Sales Manager Independent Bituminous Co., Inc. 205 Lowland Street Holliston, MA 01746 | Eastern Culvert Co., Inc. 239 Litchfield St. P.O. Box 266 Leominster, MA 01453 |
| Joseph S. Trzpis, VP of Sales Charles Freadman Steel, Inc. 1625 East Street Pittsfield, MA 01201 | Philip F. Bissette Hanley Lundgren Co. 193 Hartford Pike Shrewsbury, MA 01545 |

Letter to Police Chief Frank J. Mattioli re the Police Sergeant selection process. Selectmen would appreciate his review and comments which he feels is appropriate on this whole process.

Letter to McCann Associates of Pennsylvania re Town's request to have McCann Associates prepare a Police Promotional Test for the rank of Sergeant for the Southborough Police Dept.

GRANTED: Permits to open public ways as follows:

- (1) to Commonwealth Gas Co. to open Main St. at #46 from 8/13 to 9/13 for the purpose of installing a new gas service.
- (2) to Commonwealth Gas Co. to open Newton St. at #82 from 8/14 to 9/14 for the purpose of installing new gas service.

Letter to Richard S. Lanoue, Senior Auditor, Marlboro CETA Consortium, enclosing duly executed Contract Closeout Tax Certification forms, Contract Release forms, Contract Expense reports, Contractor's Assignment of Refunds. Rebates and Credits and explanation of the disposition of two chain saws.

Certified R.R.R. letter to Bartolini Brothers, Construction Co., Inc., Leo F. Bartolini, President, Fayville, re his March 23 letter and Selectmen's March 1 letter. Since no permits have been sought, no site plan filed and the building and questioned activity remains, the Selectmen request a meeting to discuss these matters as soon as possible.

Letter to John Boland, Highway Supt., informing him that Chevron has informed the Board that Southborough is now at 100% of its allocation and could be eligible for a growth adjustment if it demonstrated that its needs are increasing in either emergency services, sanitation services, transportation services or similar activities.

Letter to Police Chief F. J. Mattioli informing him that in Town Counsel Busconi's opinion, the newly appointed Police Officer Gray is eligible for the educational bonus.

Letter to Police Chief F. J. Mattioli re July 30 letter received from Police Chief Arthur Martins of Framingham in which he enclosed a copy of his department's recent policy and procedural changes re the handling of missing persons reports in Framingham. Selectmen would like Chief Mattioli's opinion of whether this might be valuable to Southborough's handling of reports of missing persons.

Letter to Veronica Cross expressing the Board's regret upon learning of her resignation as Civilian Dispatcher and as an Auxiliary Police Officer.

Letter to Philip Connors offering Board's congratulations on his recent appointment as Chief of Police in the Town of Rowley.
Letter to Philip Connors accepting with regret his resignation from the Southborough Police Dept. after 11 years of service.

August 1 letter from Dept. of the Army, N.E. Division, Corps of Engineers, advising that the engineering consulting firm Coffin-Richardson, Inc. of Boston has been retained to determine the feasibility of returning abandoned sources of water supply to consumer service. Letter to Water Commissioners enclosing a copy of this letter asking that they reply to this letter as soon as possible.

Letter to Falconi Brothers, Boston Road, enclosing a copy of Aug. 1 letter from the State Office of Energy Resources re heating fuel.

Letter to Executive Officer of Communities and Development, Boston, expressing the Board's eagerness to proceed with working with staff members on Southborough's downtown revitalization project.

Fiscal Year 1980 EPA Grants: Letter to Marlborough Mayor Joseph Ferrecchia enclosing an updated Memoranda of Agreement for the IPA Grant which Marlborough, Hudson and Southborough will again be seeking this year. This was duly signed by Chairman Paul R. O'Connell, Jr.

Board noted memo from Admin. Asst. Lundblad re Police Sergeant Selection Process.

Chairman Paul R. O'Connell, Jr. signed bonding papers for Ruth Johnson as Treasurer and Collector for the Town of Southborough.

Selectmen signed Mass. Dept. of Public Works forms for State Aid (Highways) certifying that \$627,165 was voted to be appropriated at ATM 1979. These forms are to be forwarded to Mass. DPW to Worcester, MA in duplicate.

MARLBOROUGH TROTting PARK. Board noted July 25 letter from Joel Lerner, Director, Division of Conservation Services stating that re the access issue and the control over sale and consumption of alcoholic beverages, Mr. Ross' letter of his staff accurately expressed Mr. Lerner's sentiments re this matter.

July 26 letter from William J. Colleary, Sgt. in Charge, Police Dept., informing the Board that he as reviewed the speed limits as set forth by the DPW re Deerfoot Rd., Clifford St., School St., Flagg Rd., and Latisquama Rd. and recommends that the speed limits be accepted.

MARLBOROUGH TROTting PARK. Board noted August 2 letter from Joel Lerner, Director of Div. of Conservation Services to which was attached finding from the MEPA unit in that the Trotting Park Acquisition does not require an Environmental Impact Report.

August 3 letter from Richard Tibert, Business Manager, Southborough Schools listing daily class times of schools in regard to flasing 20 MPH LIGHT INSTALLATIONS for Woodward Middle School, Neary Elementary School, Finn Elementary School and South Union Kindergarten School.

August 2 letter from John Lathrop, Acting Headmaster, Fay School listing times for flashing lights for Fay School, Main Street.

July 25 letter from Southborough Housing Authority re its July 24 vote to ask Selectmen for the use of the old fire station at 5 Main Street for Housing for the Elderly.

July 25 letter to L. B. Darling Co., 28 Newton St., from Southborough Board of Health stating that the Board voted not to accept the submitted plans until the changes or requests that are indicated in red on attached plans are met.

Board noted 5/31 letter from Town Counsel Busconi to Joel Lerner, Director, Executive Office of Environmental Affairs, Division of Conservation Services, enclosing a copy of Confirmatory Deed re Ray B. Davis et ux to Town of Southborough. Legal.

Re: Lanza v Southborough Selectmen. July 7 letter from Commonwealth of Massachusetts, Commission Against Discrimination scheduling a Fast-Finding Conference to be held at the Commission offices on 75A Grove St., Worcester at 10 am on August 7.

July 31 letter from Lawrence Susskind summarizing what the MAPC report entitled Areawide Housing Opportunity Plan for the MAPC Region has to say about Southborough.

Board noted August 6 letter from Fire Chief Edward Brock to Worc. Co. Retirement System, Worcester, in which he enclosed completed "Notice of Termination" form re Firefighter Cannon. His weekly salary stopped with the pay he received for the week ending April 28, 1979.

Selectmen signed Treasury Warrants as follows:

| | | | |
|--------|--------|-----------|---------------------------|
| TW # 2 | for \$ | 1,308.27 | (Federal Revenue Sharing) |
| #17 | for \$ | 17,794.28 | |
| #18 | for \$ | 8,596.55 | |
| #19 | for \$ | 245.00 | |
| #20 | for \$ | 50,426.14 | |

MINUTES OF MEETING
BOARD OF SELECTMEN

August 14, 1979

Present: Chairman Paul R. O'Connell, Jr.; Sel. Donna L. McDaniel;
Sel. Louis J. Bartolini; Administrative Assistant John
A. Lundblad; members of the Press and two citizens.
(Held in Conference Room A).

7:30 p.m. No appointments were scheduled. The Selectmen met to
finalize the selection process for Police Sergeant and
Patrolman. Sel. McDaniel moved that the Selectmen
adopt the proposed policy prepared by the Administrative Assistant
entitled "Police Sergeants Selection Process" to include only
parts 1 and 2A which would handle the In-House selection process.
In addition, the Memo presented by the Administrative Assistant
at the meeting detailing the weighing of the criteria as well as
establishment of Pass/Fail for three criteria was voted into the
Procedure Manual. This entire procedure follows verbatim:

POLICE SERGEANT SELECTION PROCESS

- I. PREFERENCE GIVEN TO FULL-TIME REGULAR POLICE OFFICERS
CURRENTLY EMPLOYED BY THE TOWN. Prior to any adver-
tising or soliciting of the general public, first
priority shall be given to full-time regular officers.
If a qualified candidate is not found among those
individuals, then the selection process would be
opened up to all other persons.

II. SELECTION PROCESS

A. IN-HOUSE SELECTION PROCESS

1. Full-time regular police officers shall
be notified in writing of the vacancy,
and of the procedures and timetable
for the selection process.
2. Applications shall be reviewed by the
Selectmen, the Police Chief and the Ad-
ministrative Assistant to the Selectmen.
3. All applicants shall be given a written
examination. A reading list will be
provided at least three weeks prior to
the examination date.
4. All applicants must submit a certified
proficiency score for firearms
qualification, less than twelve months old.
5. All applicants shall submit to a physical
examination to test strength, agility
and endurance.

6. All applicants shall submit to a medical examination conducted by a physician other than their regular physician at the Town's expense.
7. All applicants shall be interviewed by the Board of Selectmen, Chief of Police, Administrative Assistant to the Selectmen.
8. The appointment by the Board of Selectmen shall be based upon the applicant's record, physical condition, written examination score, proficiency with firearms, medical condition, willingness to further his or her education in Law Enforcement or Criminal Justice, cumulative evaluations by the Police Chief as well as any specialized training and/or any awards or citations the applicant has received while a member of any public service agency. The final decision shall also take into consideration the applicant's general appearance, intelligence and ability to communicate as determined in the interview process.

B. OPEN SELECTION PROCESS

1. In the event that a successful candidate is not selected from within the Southborough Police Department, then advertisements shall be placed in area publications to solicit applications.
2. Minimum requirements would include: A Bachelors Degree in Criminal Justice or Law Enforcement on full-time status as a regular police officer certified by the Massachusetts Criminal Justice Training Council.
3. Applications shall be reviewed by the Selectmen, the Police Chief and the Administrative Assistant to the Selectmen. The applicants who are selected for interviews shall first complete steps 4 - 8.
4. All finalists shall be given a written examination. A reading list will be provided at least three weeks prior to the examination date.
5. All finalists must submit a certified proficiency score for firearms qualification, less than twelve months old.
6. All finalists shall submit to a physical examination to test strength, agility and endurance.

7. All finalists shall submit to a medical examination conducted by a physician other than their regular physician at the Town's expense.
8. All finalists shall be interviewed by the Board of Selectmen, Chief of Police, Administrative Assistant to the Selectmen.
9. The appointment by the Board of Selectmen shall be based upon the finalists record, physical condition, written examination score, proficiency with firearms, medical condition, willingness to further his or her education in Law Enforcement or Criminal Justice, as well as any specialized training and/or any awards or citations the finalist has received while a member of any public service agency. The final decision shall also take into consideration the finalists general appearance, intelligence and ability to communicate as determined in the interview process.

Sel. Bartolini seconded the Motion, discussion followed regarding Section 2B of the suggested procedure. Sel. McDaniel expressed concern with the fact that the outside hiring process would encourage college graduates who had no Police Department experience. Sel. McDaniel felt that a position such as sergeant should be staffed by people who had street experience as well as classroom experience. No consensus was reached by the Board of Selectmen regarding this matter.

In addition, there was discussion regarding the use of the word "willingness" in Section 2A, 8 when discussing in-service training for department personnel. Sel. McDaniel felt that the word willingness was too weak and that a stronger word such as commitment or dedication or demonstrated experience should be used. Sel. Bartolini felt that the wording should be left as is, giving the Selectmen the discretion to interpret whether willingness meant intent or action. Chairman O'Connell suggested that the word commitment be substituted for willingness, thereby offering both Sel. Bartolini and Sel. McDaniel the ability to read into that word either action or willingness. That wording was agreed to by the Board. It was moved by Sel. McDaniel to replace the word willingness in Section 2A,8 with the word commitment, seconded by Sel. Bartolini; as an amendment to the original motion it passed unanimously. Thereupon, the original motion passed unanimously at 8:10 p.m.

The Selectmen then discussed the strategy for hiring a police officer, assuming that a sergeant is found within the ranks of our current patrolman force. Sel. Bartolini moved that the process be set in motion with an advertisement as soon as possible, preferably on the next Sunday Want Ad Section seeking out an applicant for a

police patrol person position. Motion was seconded by Sel. McDaniel. Chairman O'Connell suggested that the pay scale be included in the want ad this time and that some sort of a letter accompany the instruction sheet and application instructing all applicants that this vacancy will exist only if a patrolman is promoted to the rank of sergeant. Deadline for applications was established as the 29th of August so that Sel. McDaniel could review them and Sel. Bartolini and Chairman O'Connell could hold the interviews in Sel. McDaniel's absence during the first week of September. The second week of September the finalists would be interviewed in a second round once Sel. McDaniel returned. The Board VOTED unanimously to approve this procedure. The record should show that the patrolman hiring process is identical to that used for the hiring of Officer Gray, the most recent patrolman hired in the Southborough Police Department.

Regarding the two police dispatcher positions, the Selectmen were notified by the Administrative Assistant that a want ad had been placed in the South Middlesex News on Friday last and that the Administrative Assistant and the Chief would be interviewing applicants on Monday and recommending to the Board the following evening.

Sel. Bartolini moved to appoint Nelson Goldin, Janice Norcross, James Gosnell, Denson Satterfield and Paul Nelson as Reserve Officers in the Southborough Police Department. Records should show that all of these individuals were carried as Auxiliaries and no longer function in that category. Sel. McDaniel seconded the Motion, it was APPROVED unanimously by a voice VOTE of the Board of Selectmen.

Michele Lanza then asked the Board whether her classification as a Special Officer would be reinstated since she had been reinstated as an Auxiliary Officer. The Selectmen indicated that they felt that this would occur; however, those recommendations come from the Chief of Police and they would seek his opinion of same.

TOWN DEPARTMENTS

Letter to Highway Supt. John W. Boland, re request from Meadow Lane residents for a warning sign to be erected on Boston Road, re merging traffic on other side of the hill on the westbound lane. Selectmen suggested Meadow Lane be widened at the end for a turnaround and that "dead end" signs be placed at both entrances to Meadow Lane.

Letter to Earle Chase, Town Coordinator, Westboro, enclosing duly executed Ambulance Mutual Aid Agreement between Westborough and Southborough, approved by Southborough's Fire Chief and Town Counsel.

TOWN DEPARTMENTS (cont.)

Letter to Consolidated Rail Corporation enclosing correspondence (copies of 1977 reports sent in '77) from Highway Supt. John W. Boland, Fence Viewer Robert Hoss, and Fire Chief Edward Brock concerning the condition of the coal sheds off Park Street and Boston Road. The condition of these structures continues to deteriorate. Building Inspector will notify CONRAIL of the deficiency of repair of the former coal sheds in order that the structure be made safe or removed immediately.

Building - 170 Marlboro Road Letter to Jackson Tire Sales & Service Co., Marlboro, re the possibility of its opening a commercial activity on property located at the corner of Sears Road and Marlboro Road (owned by David Pond). This is Residential B and the last permitted commercial use of this property closed over two years ago thus those previously accepted uses are considered abandoned under the Town's Zoning By-Laws. Any commercial use of this property, other than Residential B permitted use, must first be approved by the Zoning Board of Appeals.
cc: ZBA Ch. John Rego; Building Insp. E. A. Phaneuf, Jr.; Owner David Pond.

Letter to James Childs, 18 Middle Road, re the current Dog By-Law and his concerns with the MDC.

Memo to Police Chief Mattioli requesting further information (on a weekly basis over the next month or so), re the location of radar or other speed trap surveillance and the number of vehicles traveling through the speed trap, the approximate range of speed for the vehicles and the time of day that the radar was in place and the location of the place.

Letter to Fire Chief Brock, re Engine 21 stating it is the Selectmen's understanding that the Chief is to acquire a new engine at a price not to exceed \$100 and that Highway Department mechanic Clyde Buzzell is trying to make this engine work in Engine 21.

Letter to Clerk/Magistrate of the Westborough District Court enclosing certified copy of the vote of the Annual Town Meeting of April 1979 amending the Town's By-Law, re penalties for violations of the Town's Dog Control Law.

Letter to Dog Officer Charles Hamel asking him to review enclosed proposed letter which is sent to various citizens in town each year who have violated the licensing law for dogs. Town Counsel Busconi is also reviewing this letter.

STATE AGENCIES

August 15 letter from State Department of Revenue certifying that the amount of available funds or "free cash" as of July 1, 1979 is \$445,888.

STATE AGENCIES (cont.)

Letter to John Boland, Highway Supt., enclosing August 10, 1979 correspondence from State DPW regarding the Right Turn on Red at traffic control signals. Selectmen requested Mr. Boland's opinion, re Southborough's traffic light intersections and how they should be marked.

Letter to Metropolitan District Commission, Clinton, c/o James Sullivan asking for the cooperation of the MDC police force to try to control the problem of parking/picnicing/vandalism on Middle Road, White Bagley Road and other roads adjacent to MDC property.

August 6 letter from State Department of Revenue which has determined that on the basis of its review, the level of Southborough's assessments does not meet the Commissioner's classification standards and therefore will not be certified for this fiscal year and must begin the process of bringing assessments up to date in order to satisfy certification requirements for the next fiscal year.

~~DPW-~~
August 10 letter from Daniel J. White, Business Manager, St. Mark's School, re St. Mark's needs for traffic lights. They need flashing lights between the hours of 2:30 p.m. and 5:00 p.m. Monday through Friday. They would like a traffic light north of the main driveway at intersection of Route 85 and Common Street. Someday they would like one at the driveway between 32 and 34 Marlboro Road where students cross to a playing field.

August 9 letter from State Department of Public Health, Ambulance Regulation Program, with the results of renewal inspections of Southborough's Fire Department #32-A. An inspection report noting the problems found were sent to Fire Chief Edward F. Brock, who must respond within 30 days with a written plan of correction for such problems.

APPOINTMENTS/RESIGNATIONS

Selectmen VOTED to appoint the following Reserve Police Officers, terms to expire in May 1980, appointment contingent upon passing State Criminal Justice exam for Reserve Officers:

Nelson Goldin, 11 Overlook Drive (Note: Mr. Goldin has already passed due to the fact that he is at present a Reserve Police Officer in Hopkinton)

Janice Norcross, 213 Parkerville Road
James Gosnell, 56 School Street
Denson Satterfield, 20 Turnpike Road
Paul Nelson, 11 Prentiss Street

APPOINTMENTS/RESIGNATIONS (cont.)

Letter to Paul Berry, Town Clerk, explaining that due to the appointments of Nelson Golden, Janice Norcross, James Gosnell, Denson Satterfield, and Paul Nelson to be Reserve Police Officers, their previous appointments as Specials or Auxiliary Officers becomes null and void.

August 9 letter from Moderator Nelson Goldin appointing Ellyn S. Eder, 21 Brook Lane, to the Southborough Advisory Committee, term expiring May 1980. Mrs. Eder is filling vacancy caused by resignation of Philip Jenks.

TOWN BOARDS

Letter to Personnel Board Chairman Janice Fletcher enclosing a Ruling Withdrawal from the Massachusetts Municipal Association, re the minimum wage statute as it applies to city, county and municipal employees.

Letter to Charles Colcord, John Mauro and Fred Quinn, Cemetery Commissioners, enclosing copy of letter requesting information from several departments, re future building and storage space needs. Selectmen would like their opinion on this matter and their feelings on a statement by former Cemetery Commissioners that some available space exists in the new Cemetery Building for use by other departments.

Letter to David Taylor, Chairman, Southborough Housing Authority, re receipt of notification under Federal Guideline A-95 notifying the Town that an application has been made to the Federal Government for Moderate Rehabilitation Housing Program. The State has determined that approximately 13 applications in the Town could be processed during next year under the Moderate Income Rehabilitation Program. Selectmen would like the SHA to try to make a determination, if possible, re the need for this sort of rehabilitation assistance.

Letters to go to Recreation Commissioner Grace Ryan, Town Accountant Elaine Hinckley, Treasurer/Collector Ruth Johnson, Building Inspector Phaneuf, and Police Chief Mattioli informing them that the Youth Commission has designated Ken Wolanin, a summer contract employee, to be the person in charge of on-line decisions until a full-time Youth Director is hired. Jody Webber should not be consulted, re Fayville Village Hall, vouchers, payables, etc.

Letter to Planning Board Chairman Patricia M. Capone enclosing an application for endorsement of a plan believed not to require subdivision approval. Form A and the deed have been executed by Grant and Evelyn Mayne. This is a 1.317 acre parcel which the Town shall be purchasing from the Maynes for future expansion of the Southborough Highway Department facilities.

TOWN BOARDS (cont.)

August 14 Memo from Administrative Assistant Lundblad, re zoning permit procedures.

August 14 Memo from Administrative Assistant Lundblad, re Police Sergeant selection process.

LICENSES/PERMITS

Letter to Mr. and Mrs. Kenneth Huff informing them that the Selectmen approve the fencing at 77 School Street (re Class II License held by Wayne Clews) as it currently stands as it buffers all of the automotive storage areas on the sides and rear of the building as required by the Class II License. Letter to George McCarthy (owner of 77 School St. property) regarding this fencing. The decision to remove the extension which originally enclosed a greater area of the side yard is acceptable so long as this area is not used for storage. The intent of the restriction on this Class II License is to buffer abutting residential property from the storage of automobiles and parts.

Letter to George McCarthy (owner of 77 School St. property) informing him that if he desires an upgrading of the gasoline storage permit at 77 School Street, he must first get the approval of the Zoning Board of Appeals due to the fact that the nature of the use of this property for commercial vehicles has been inactive for over two years and is now considered abandoned under the Zoning By-Law of the Town.

COMPLAINTS

Letter to Frank Sessions, Jr., 54 Pine Hill Road, regarding various problems on his road - gypsy moths, unregistered vehicles, repairs of race cars in private garage. Copy of Accessory Apartment By-Law, Vehicle By-Law and pages 29-31 of Town By-Laws to be enclosed with this letter.


STATE AUDIT

Letter to Equal Employment Opportunity Commission, Boston, asking them to furnish the necessary information with respect to the Memo of Agreement signed by the Office of Revenue Sharing and the Equal Employment Opportunity Commission as of June 30, 1979. Nature and status of each complaint should be explained.

Selectmen signed the following Treasury Warrants:

| | | | |
|--------|--------|------------|---------------------------|
| TW #21 | for \$ | 363,887.74 | |
| TW #22 | for \$ | 22,545.77 | |
| TW #23 | for \$ | 217.59 | |
| TW #24 | for \$ | 13,080.18 | |
| TW # 3 | for \$ | 31,570.29 | (FEDERAL REVENUE SHARING) |

8:50 p.m. VOTED to adjourn the meeting.


.....
John A. Lundblad, Administrative Assistant

jal/dp

MINUTES OF MEETING

BOARD OF SELECTMEN

HEARING ROOM, TUESDAY, AUGUST 21, 1979

Administrative Assistant John Lundblad's final minutes are not available at this time.

The following names were selected for Worcester Traverse Jury, Fitchburg:

Ralph A. Claflin
4 Winchester Street

Chester E. Thompson, III
102 Fisher Road

Peter Kapteyn
18 Latisquama Road

August 21, 1979 letter from Building Inspector to CONRAIL notifying them that their structure off Park Street (known as the Coal Sheds) is dangerous to life and limb of the residents of Southborough. They must make this structure safe or remove said structure.

Letter to MDC Police, Boston re the need for increasing MDC Police patrol in the Sudbury Reservoir System to better control the access points.

Letter to Chairman of the Boards of Selectmen of Foxborough, Orleans and Norfolk asking for input re the possibility of nonstructural solutions and feeling in regard to the acceptance of EPA and the State Division of Environmental Quality Engineering of the new unconventional sewage treatment techniques.

Letter to Board of Water Commissioners Chairman Henry Valcour, enclosing a copy of 8/28/79 letter from State Water Resources Commission. Selectmen request the Commissioners to fill enclosed form as much as they can and refer the document back to Town Accountant's office or Treasurer/Collector for further data needed.

Letter to Chairman Donath of the Youth Commission re its telephone bills and proposed to meet to discuss some sort of technique to utilize the Wats Service at the Town Hall or some other technique to try to keep down the cost of the Youth Commission telephone bills.

Letter to State Ethics Commission re Proposals for Financial Disclosure by Municipal Officials to be reviewed by the Board of Selectmen. Selectmen feel it is a breach of privacy and recommends that the Commission (under Sec. 21 of C 210 of the Acts and Resolves of 1978) file legislation which creates a system of financial disclosure by municipal officials that takes into consideration the nature of part-time government.

Letter to Kevin G. Barbera of Linenthal Eisenberg Anderson, Inc. re the Step I process and the grantsmanship capability of the LEA group.

Memo dated 8/22/79 from Police Chief Frank J. Mattioli recommending John Mauro for Civilian Dispatcher.

Board noted August 10 notice from the State Dept. of Labor and Industries prohibiting Worcester County Refrigeration, Inc. from contracting for public building or public works construction projects for a period of three years due to having been found guilty of a second violation of C. 149, s. 26, 27 or 27B. Memo to Town Accountant enclosing a copy of this notice from the State.

Memo to Highway Supt. John Boland requesting his recommendation regarding State Aid Funds which have recently been granted by the State. Would it be possible to acquire some State funds for the construction of a salt shed on the newly acquired property from Dr. Mayne.

Letter to Police Chief Mattioli would like further information on a weekly basis re the location of radar or other speed trap surveillance plus the number of vehicles traveling through the speed trap, approximate range of speed and time of day radar was in place and location.

Letter to Bureau of Accounts, Dept. of Revenue, requesting the services of Michael Gormley, Senior Municipal Examiner, for one additional day to survey the entire trust fund system with our Town Treasurer Ruth Johnson.

Board noted receipt of State Highway Permit #B-328 re a Yield sign to be placed at Boston Road and Firmin Ave.

Letters to Southborough Patrolmen: Charles R. O'Connell, Richard L. Mattioli, Richard C. Waller, William D. Baker, Charles A. Keller, and Danny R. Chernewsky announcing the timetable for the selection process to fill the vacancy created by the resignation of Sergeant Philip Connors. Enclosed with this letter: copy of "Physical, Firearms Stress Test" & "Candidate Study Guide". A reading list will follow within a few days. Applications for position of Sergeant should be made by delivery of a resume' or a standard application form no later than 5 p.m. Sept. 7, 1979.

Letter to Paul Berry, Town Clerk, informing him that John D. Mauro, Jr., 35 Boston Road, was appointed as a Civilian Dispatcher, Southborough Police Dept., term to expire May 1980. Mr. Mauro is filling the vacancy caused by the resignation of Thomas J. Boland.

- GRANTED: (1) Permit to Commonwealth Gas Co. to open Main St. near Pole #46 on 8/13/79 for the purpose of exposing valve on existing 12" gas main to apply cathodic DEEP protection.
- (2) Permit to Commonwealth Gas Co. to open MacNeill Drive (at #7) on 7/5/79 to make an emergency repair to gas service.
- (3) Permit to Commonwealth Gas Co. to open East Main St. (at #28) on 6/31/79 to make emergency repair to gas service.

Board noted August 14 letter from Highway Supt. John Boland enclosing claim against the Town filed in the Westborough District Court by Richard Slamin of Marlboro. Letter to Town Counsel F. A. Busconi enclosing a copy of these letters asking him to contact Mr. Slamin or his counsel or prepare the Town's comments for September 14 at the Court. The drainage work should not be undertaken until this matter is resolved.

Board noted August 16 letter from Building Inspector Phaneuf re his August 13 inspection of the 8 pumps at the Mobil Station at the corner of Route 9 and Oak Hill Road. Seven of the eight pumps had the seal broken. Also he has received complaints re the sale of gasoline at this station. These pumps have been resealed and the owner warned that the pumps should not be tampered with. Periodically, this station and other stations will be checked and a report will be sent to the Board. Letter to Building Inspector Phaneuf re this matter informing him that the State would like this case brought to the Attorney General's attention for prosecution under C. 93A, the Consumer Protection Act. Town Counsel Busconi will confer with him to file the necessary complaints in the First District Court of Eastern Worcester Co. at Westborough.

DATA GENERAL TRAFFIC LIGHTS. Board noted August 16 letter from Commissioner Dean Amidon of State DPW, Boston, advising that on September 1, 1979 the Dept. will assume the maintenance of traffic control signal (at Crystal Pond Road and Rt. 9) and appurtenances as installed, including the cost thereof, and Permit No. B-1519 (a) issued on 1/25/77 to the Town will be cancelled and all other items pertaining to this matter consummated in the past will be considered closed. Letter to Commissioner Amidon re the possibility of discussing the reimbursement for past expenses incurred by both the Town and Data General Corp. Chairman O'Connell would like a meeting with Commissioner Amidon to discuss this matter.

Board noted announcement by the Mass. Office of Energy Resources (MOER) that a new program providing Federal Matching Grants for energy conservation in qualified public and private non-profit schools, local government buildings, etc. to help Mass. institutions realize substantial savings in energy use and energy costs. Only schools and hospitals will be eligible for grants for Energy Conservation Measures. Letter to Supt. of Schools, Dennis DiSalvo enclosing a copy of the letter from the Office of Energy Resources. Letter to the Headmasters of Fay School and St. Mark's School enclosing a copy of said letter.

Letter to Anita and Lee Cibelli, 15 Main St., informing them that the Fire Chief has established a policy of testing the air whistle only at notime on Sunday. To date, no satisfactory baffling process has been found that would alleviate the situation which is experienced by the Cibellis.

Letter to Alcoholic Beverages Control Commission, Boston, informing them that the Board voted to approve transfer of Package Goods Store/Wine and Malt Beverages License from Arthur J. St. Maurice d/b/a Willow Brook, The Down on the Farm Country Store to Willow Brook 1680 Farm, Inc., Clovis C. Lamy, Manager, 118 Framingham Road. Enclosed with this letter for ABCC approval: (1) approval by the Board (Form 43 white and blue sheets with advertisement attached); (2) Application for Transfer (Form 983) signed by both parties; (3) Application for Retail Package Goods Store/Wine and Malt Beverage License signed by a Gerald A. Lamy, President/Treasurer of Willow Brook 1680 Farm, Inc. (Form 985); (4) Statement Under C. 652, Acts of 1955 (Form 1985) signed by Gerald A. Lamy; (5) Clerk's Ctf. authorizing Gerald A. Lamy to sign all documents for the corporation; and (6) Copy of Article of Organization filed with Secretary of Commonwealth plus a copy of August 11, 1979 cover letter signed by Attorney Michael J. Norris for the corporation.

MARLBOROUGH TROTting PARK. August 13 letter from Joel Lerner, Director of Division of Conservation Services, stating that it is still not his intention to change the language of the access provision at this late date.

Letter to Town Clerk Paul Berry re Board's vote to appoint Michelle J. Lanza, 87 Turnpike Road, Fayville, as "Special Police Officer For Special Detail Work - And Should The Need Arise - To Work the Dispatching Position at the Police Station." Her term is to expire in May, 1980.

Board noted 8/20/79 memo from Police Chief F. J. Mattioli in which he recommended that Michelle J. Lanza of the Southborough Aux. Police be appointed a "Special Police Officer, for Special Detail work and should the need arise to work the dispatching position at the Police Station."

Letter to Tom Conroy, MAPC, inquiring whether or not he could come to Southborough in order to discuss the street drainage problem and the possibility of a Town-wide survey to propose solutions to the storm water runoff flooding problems experienced in Town. Either Sept. 19 or 26 is suggested for a meeting date. Drainage.

Letter to Highway Supt. John Boland re continuing problem of vandalism at Mooney Field. Would it be possible for the opening on the far southerly boundary of the field to be sealed off permanently. Selectmen request Mr. Boland to consider the options and contact Recreation Commissioner Grace Ryan to try to resolve the problems occurring at Mooney Field.

Letter to Highway Supt. Boland re complaint from Walter White, 32 Turnpike Road, Fayville, re the condition of the drain under Rt. 9 to Willow Street from Mr. White's property. Selectmen request Mr. Boland to investigate to see if the problem lies with any Town-owned drainage system or with the State culvert under Rt. 9.

Letter to Industrial Development Commission Chairman Russell Millholland re request by Western Electric to have the intersection at Crystal Pond Road and Route 9 signalized in all four directions. The Conservation Commission, the IDC and the Selectmen should meet to discuss moving this matter quickly as possible through the Conservation review process. Letter to Attorney Albert Fortier re this matter. Traffic Lights.

Letter to Mass. Commission against Discrimination, Boston, re Civil Rights Review of Conservation/Recreation, requesting exemption from the requirement that it establish a system of equal opportunity guidelines and fair housing guidelines. Southborough does not have an application pending for Community Grant Block Grant Funds at this time, it is a municipality of less than 10,000 population and does not lie within a standard metropolitan statistical area.

Board noted August 13 Notice to Inspectors of Wires from State Examiners of Electricians, re new section added known as 237 CMR 4:08 RESTRICTION FOR LICENSED INSPECTORS OF WIRES. Letter to State Examiners of Electricians requesting additional information re this new amendment as it will be a significant change for Southborough's part-time Wiring Inspector

Letter to Utilization and Donation Branch, Federal Property Resources Service, General Services Admin. asking for information regarding the return or auctioning of certain Federal excess or surplus property received through New England Reg. Com. several years ago. Selectmen request status of the surplus and excess property program.

Letter to Earle Chase, Town Coordinator, Westborough, re the sewerage disposal matter stating that Southborough simply asked if there is any possibility for a third town to join into this process under any set of terms - be they customer or be they partner- without delaying the planning and construction process.

Letter to Paul Berry, Town Clerk, informing him that the Board voted new fees for the Fayville Village Hall effective as of September 1, 1979: Kitchen \$10.00 ; Down stairs Hall \$20.00 ; and Upper Hall \$25.00.

Letter to Highway Supt. John Boland re requests received by residents of Rt. 85 to have all Thickly Settled signs accompanied by Speed Limit signs. If it is possible to have signs designating a speed zone, it might have a greater effect on slowing down traffic on that road.

Memo to Highway Supt. John Boland asking him to look over the intersection of Deerfoot and Flagg Roads and offer a recommendation as to the possibility of placing a Stop sign at the intersection of these roads and whether or not it will further improve the safety pattern.

Letter to Environmental Quality Engineering Dept., Boston informing them that the Town Meeting chose not to fund an Article for a Town-wide storm water drainage study. Selectmen would appreciate if this letter could be referred to the proper agency that could offer us some very basic technical assistance in trying to better under-

stand the problem of storm water runoff.

Board noted August 16 letter form Western Electric thanking the Southborough Fire Dept. for the excellent coverage extended to them in their recent emergency regarding a call for an ambulance. Letter to Fire Chief Brock forwarding this letter of appreciation and adding Selectmen's concurrence of a job well done.

Letter to Councillor John Chapman, Town Mayor, Southborough Council, Council Offices, Southborough, Turnbridge Wells, Kent, extending the greetings of the Board of Selectmen of Southborough, MA to our "sister" town in the person of Selectman Donna L. McDaniel.

Selectmen signed Treasury Warrants as follows:

| | | |
|--------|---------------------|------------|
| TW #25 | in the amount of \$ | 16,978.64 |
| 26 | in the amount of | 97,255.00 |
| 27 | in the amount of | 25,061.77 |
| 28 | in the amount of | 21,889.11 |
| 29 | in the amount of | 104,724.92 |
| 30 | in the amount of | 9,739.71 |

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MINUTES OF MEETING
BOARD OF SELECTMEN

Tuesday, September 4, 1979

Administrative Assistant John Lundblad's final minutes are not available at this time.

CORRESPONDENCE

Board noted August 19, 1979 letters to Town Clerk Paul J. Berry from Paul R. Nelson, 11 Prentiss Street and Denson L. Satterfield, Jr., 20 Turnpike Road, resigning their positions as Auxiliary Police Officers effective August 14, 1979.

Board noted August 22, 1979 letter from Director of Accounts, Dept. of Revenue, 100 Cambridge St., Boston 02204, certifying that the amount of available funds or "free cash" as of July 1, 1979 for the Town of Southborough is \$309,888. (Revised)

August 21 Speed letter from H. C. Valcour of Board of Water Commissioners re correspondence from the Department of the Army regarding water supply in the Metropolitan Water District and the request by the Selectmen that the Board reply to Colonel Scheider as soon as possible. Chairman Valcour replied that no action was required and that the Commissioners will cooperate with commitment.

Board noted August 19 letter to Town Clerk Paul J. Berry from James Gosnell, 56 School Street submitting his resignation as an Auxiliary Police Officer and also his recent appointment as a Reserve Police Officer effective August 20, 1979.

Board noted and signed Statement of Assurances, re General Revenue Sharing. Entitlement Period Eleven 10/1/79 - 9/30/80.

Board noted August 29, 1979 letter to Kenneth Jacobsen, L.B. Darling Company, 28 Newton Street, from Chairman of Board of Health, Philip G. Mauch, stating that the Board of Health signed the plans (with six provisions attached) submitted by Thomas C. Thorstensen of Thorstensen Laboratory Inc., for the new L. B. Darling system.

Board noted August 27, 1979 letter to Bonnie Idlis, 42 Blue Ridge Rd., Cranston, RI 02920 from Bruce R. Donath, Chairman, Southborough Youth Commission, formally offering her the position of Youth Director for Southborough; to begin on or about September 10, 1979.

Board noted letter from Anita Cibelli, 15 Main St., stating that the solution stated in Selectmen's August 24, 1979 letter re Fire Dept. air whistle being too loud was totally unacceptable and that she and her husband would like a meeting with the Selectmen to talk about alternative to the situation.

Letter to Jody A. Webber, Southborough Youth Commission, re her August 24 correspondence requesting the provision of a van on a regular basis. Although the Selectmen do not have a budget item for the purchase, lease or rental of a van in any account, they have requested that the Administrative Assistant look into the feasibility of somehow acquiring a vehicle.

Letter to Roger K. Poole, Jr., Fitzgerald's Wine Cellar, 110 Southville Road, requesting that he file application for a Common Victualler's License for his business at 110 Southville Road (as per request of Health Inspector) in order to sell sandwiches on the premises. The application must be approved by the Board of Selectmen.

Letter to Gerry A. Lamy, Lamy Realty & Insurance Agency, 1 Boston Road, Arthur Cannon's medical and disability coverage which were forwarded to his office a number of months ago. The Selectmen's Office need an accounting of the disposition of the disability checks for Mr. Cannon during the entire 15 months of his medical disability caused by his job-related accident.

Letters to Chairman, Planning Board, Patricia M. Capone; Chairman Philip G. Mauch, Board of Health and I.D.C. Chairman Russell B. Millholland extending an invitation to the Chairman and/or members of the above boards to attend an MDC Public Hearing, October 2, 1979 at 7:30 p.m., Framingham, to discuss the "Facilities Planning for Relief of the Framingham Extension Sewer". Because of the importance of the issue, the Selectmen will cancel their October 2 meeting.

Letter to Fire Chief Edward F. Brock, re his August 31, 1979 note regarding the apparent success in placing the new engine into Engine 21, and the hope that the new engine installed in Engine 21 will continue to serve the Town for many years.

Memorandum to the Board, re the updating of the Topics Study program proposed by the Admin. Asst. and Highway Supt. They requested authorization to contact the Department of Public Works to attempt to have the Town's priorities revised as per May 3 memo.

Board noted August 23 memo from Sgt. William Harpster, Deputy Civil Defense Director stating that Michelle Lanza was reinstated to position of Sgt. in Auxiliary Police at the hearing August 19 with Town Counsel Busconi, Sgt. Harpster and Ms. Lanza and her Counsel.

Letter to Michelle J. Lanza, 87 Turnpike Road, Fayville 01745, stating that the Selectmen appointed her as an Auxiliary Police Officer under the Civil Defense Department, term will expire May 1980.

Letters to Town Accountant Elaine Hinckley and Town Treasurer/Collector Ruth Johnson enclosing a copy of September 4 letter from Police Chief Frank J. Mattioli to Town Clerk Paul J. Berry resigning as Chief of Police and Jail-Keeper effective November 30, 1979. Also enclosed was August 29, 1979 notification from the Worcester County Retirement Board approving application of Frank J. Mattioli to be retired as of November 30, 1979.

Letter to Paul J. Berry, Town Clerk, attaching correspondence from Worcester County Retirement System to the Board of Selectmen notifying this Board of Police Chief Frank J. Mattioli's retirement effective November 30, 1979.

Letters to Town Clerk Paul Berry and Nancy J. Sheppard, Hudson Rd., Bolton 01740, re her appointment by the Board of Selectmen as Civilian Dispatcher, Southborough Police Dept., for a term of one year, expiring in May 1980. Letter to Personnel Board requesting that Ms. Sheppard be paid at Grade 8, Step 2 (\$4.47/hr).

Board noted August 31, 1979 letter from Conservation Commisison Secretary Joan A. Gerretti, stating that George F. Killam was appointed Chairman of the Commission for the 1979-80 year.

Letter to Police Chief Frank J. Mattioli, re complaints received about vehicles parking on Route 9 and Middle Road in the vicinity of Lugia's Sub Shop. Chief Mattioli was requested to discuss the matter with Mr. Bennett, the proprietor of Lugia's, to seek his cooperation in convincing trailer truck drivers to park either along Middle Road or along Rt. 9 in order to allow the travelling public clear visibility and access off Middle Road onto Route 9.

Letter to Senator Daniel J. Foley, Senate Majority Leader, requesting assistance in setting up a meeting in Boston with knowledgeable personnel from the Department of Revenue, the Selectmen, Assessors, and members of the Advisory Committee of Southborough, to discuss the county assessment and equalized valuation process.

Letter to Hermine Waldthausen, 116 Main St., re her recent inquiry regarding the renting of part of her single-family residence for an apartment or for renting a room. She was advised that there are a number of techniques which permit this sort of activity: Site Plan procedure or Special Permit from the ZBA after a review by the Planning Board.

Memorandum to Sel. McDaniel, re the Marlboro Road 12" Water Main Extension from School St. southerly to end of Lot #23. Mr. Sarkisian of Borough Corp. delivered a packet of information at the Sept. 4 meeting.

Board noted August 31, 1979 letter from the DPW, Office of the Commissioner, Boston 02114, enclosing information concerning recently enacted legislation. The information relates to funding aspects of the highway program, and includes a statement on the construction of salt storage sheds for Municipalities.

Memorandum to Building Inspector E. A. Phaneuf, Jr., re a complaint received concerning increased activity over the past eleven or twelve months at Pine Hill Road (7) which appears to an auto repair or auto body work.

Letter to Advisory Committee Chariman, Chip Fay, informing the Advisory Committee of the condition of Engine 21 of the Fire Department. Through the efforts of Chief Brock and the Town Mechanic, together with Fire Department personnel, Engine 21 was made operational by the use of a 23 year old unused engine which was placed into Engine 21 and retrofitted to this much newer machine. Cost: \$100.

Letter to David E. Taylor, Sr., Chairman, Southborough Housing Authority, re the Moderate Rehabilitation Program confirming that the DCA program is interested in 13 units for low income families not moderate income families.

Board noted August 24 Notice of Public Hearing September 14 by DPW, Boston, to be held at DPW, Worcester, re State Aid to Highways work and Federal Aid Bridge Replacement and Rehabilitation Program for Off-System Bridge.

Board noted completed copy, duly executed, of Intergovernmental Personnel Act "Grant Application for Financial Training, Updating Personnel Systems in Marlborough, Hudson and Southborough".

Selectmen signed the following Treasury Warrants:

| | | | | |
|------|----|---------------------|------------|---------------------------|
| TW # | 31 | in the amount of \$ | 17,067.51 | |
| # | 32 | in the amount of \$ | 203,000.00 | |
| # | 33 | in the amount of \$ | 7,255.35 | |
| # | 34 | in the amount of \$ | 14,881.04 | |
| # | 4 | in the amount of \$ | 60,000.00 | (Federal Revenue Sharing) |

SPECIAL MEETING

BOARD OF SELECTMEN
Tuesday, September 11, 1979

Administrative Assistant John Lundblad's final minutes are not available at this time.

Memorandum - Selectmen met with Town Counsel Busconi regarding the issue between developer Vahan Sarkisian and the Board of Water Commissioners. He informed the Board of Selectmen that Mr. Sarkisian and the Water Commissioners were close to resolving the matter. (As of the next morning, September 12th, Mr. Sarkisian had yet to contact his banker to make arrangements. By noon of that same day, Mr. Sarkisian indicated that he would be putting together a written statement as quickly as possible.)

Letter to Ruth C. Johnson, Treasurer/Collector, re the Board's vote to permit her to pay for the tuition of her employees who enroll in college level programs which she feels will further their employability with the Town.

John A. Lundblad, Administrative Assistant

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MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, September 11, 1979

Present: Chairman Paul R. O'Connell, Jr., Selectman Louis J. Bartolini; and Administrative Assistant John A. Lundblad; Sel. Donna L. McDaniel was not present.

7:30 p.m. The Board of Selectmen held a Site Plan Hearing for Ply-wood Ranch, 33 Turnpike Road, Fayville. Present: Steven

7:38 p.m. White, representing Plywood Ranch; James Denman representing the Planning Board; Building Inspector Edgar A. Phaneuf, Jr. Mr. White gave a brief presentation describing the conversion of a small portion of a warehouse to office use. Mr. White indicated that three abutters had not responded; they were George Flynn, identified Map 39, Lot 19; the Williams Brothers, Map 39, Lot 22 and Ferrari Pools, Map 39, Lot 40, all commercial uses.

When asked if he had any objections, Mr. Phaneuf indicated that the only concern expressed by his department was a fire safety problem he had discussed with Fire Chief Brock. The relocation of the dumpster from the alley between the buildings to an area in the parking lot would satisfy their concerns. He did not feel that that would have to be shown on a revised plan so long as the dumpster stayed out of the alley. Mr. White agreed. Mr. Denman of the Planning Board, when asked if the Planning Board had reviewed the document, indicated in the affirmative and stated that they had no objections or comments to the use.

Chairman O'Connell noted that the Board of Health had been notified ten days in advance of the Hearing and that no comments had been received. He would therefore suggest that the approval be made subject to Board of Health action. Sel. Bartolini moved that the Site Plan be approved as submitted subject to the condition that the Board of Health approve and review the location of the toilet facilities and the hook-up to the existing septic system. Further, that the Site Plan permit be subject to relocation of the dumpster as required by the Fire Chief and Building Inspector; seconded by Chairman O'Connell and APPROVED by unanimous voice VOTE of the Board of Selectmen.

Selectmen reviewed a letter from Highway Supt. John W. Boland regarding the Borough Corporation and a bond offered by that group for opening and repairing of Marlborough Road. A "pothole complaint" was filed against the Town for that location and Mr. Boland recommended that if payment be made, that payment be made and some sort of reimbursement be sought from Borough Corporation. Sel. Bartolini moved that the bill be paid and that reimbursement be sought; seconded by Chairman O'Connell pending review by Town Counsel Busconi.

Chairman O'Connell noted a form from Officer Waller regarding the speeding and radar patrol information. Chairman O'Connell felt that this was a worthwhile change in the reporting system; he

would like to see it perpetuated. This would give us information to comment to neighborhood groups regarding their complaints.

Sel. Bartolini raised the issue of the Class II License for Mr. Sarkisian at 264 Cordaville Road, dba Sarky & Sons. Sel. Bartolini indicated that the request was originally turned down by the Board of Selectmen and that in order for the License to be issued by this Board in this residential use zone with a pre-existing non-conforming use, the Board would have to turn down Mr. Sarkisian's request for a Class II Used Car License as was a pre-existing non-conforming use and he would appeal that decision to the Zoning Board of Appeals. Chairman O'Connell seconded the motion and it was approved by unanimous voice VOTE of the Board of Selectmen.

8:00 p.m. The Selectmen met with Dr. and Mrs. Robert Spayne, reconvening a Site Plan Hearing for customary home occupation at their residence on 167 Parkerville Road. Also present: Mr. Kamp; Mr. and Mrs. Nutter, direct abutters to the Spaynes; James Denman of the Planning Board and Edgar A. Phaneuf, Jr., Building Inspector. Chairman O'Connell noted that the use comes within customary home occupation in that it is clearly secondary to the dwelling: (for the use of a one-stall garage),) there is no non-resident employed on site (two are permitted by by-laws),) no exterior disturbances are protected regarding traffic noise or other nuisances (parking will be discussed later),) with adequate parking at one space per forty square feet of use and one space for the single-family residence could be provided if shown on the plan for a total of six spaces. Chairman O'Connell felt, however, that six spaces in the small front yard of the Spaynes, although physically possible, would make the area more unsightly than if one or two spaces could be allowed; further, no exterior display of materials was anticipated. Board of Health approval has been granted and the proposed sign is within acceptable limits. Therefore, the Board of Selectmen has no discretion regarding the permit before them, but to grant it if the six parking spaces can be shown.

Further, Chairman O'Connell noted that given the small area in question and given other uses in the Town, he would prefer not to see all five spaces provided in the front lot yard. However, the Board does not possess that discretion to make these sort of decisions, feels very uncomfortable compelling six spaces; further, noting that it will probably create a greater nuisance for the neighborhood than if two or three spaces were provided in the form of a turn-around off of the driveway. Chairman O'Connell noted that the intent of the By-Law and the intent of the Site Plan was to preserve the integrity of neighborhoods, whether they be commercial, industrial, or residential. However, in order to meet the parking requirement, the intent of the By-Law would certainly be abridged. Therefore, he would recommend that the petitioners request two spaces, have the Board of Selectmen reject this request and go to the ZBA for a special permit or variance. It is that Board that has discretion in granting permits and variances, therefore, giving them some discretion regarding the interpretation of the By-Law. Dr. Spayne stated that he knew that there are offices and businesses in homes without any off-street parking and that this whole process seems patently unfair to those people who do try to work within the system. Further, given the configuration of his lot which is quite hilly and filled with ledge, it would not be easily landscaped into a parking area. He asked if the Board of Selectmen

had any options whatsoever other than providing six spaces or going through the ZBA. Chairman O'Connell indicated that they had no discretion regarding contour of the land, financial hardships, geographic hardships or hardships regarding the preservations of residential areas. Mr. Spayne asked if the ZBA does have that discretion; Chairman O'Connell responded in the affirmative. Sel. Bartolini stated that the lot need not be paved, could perhaps be graveled and that the Spaynes should resubmit the Site Plan with parking, that the Board would have no choice but to approve. Chairman O'Connell questioned the abutters regarding the options: 1. If the ZBA were to grant a variance for two spaces instead of five, would they favor the proposal in that form over five spaces. Mr. Nutter reiterated his concern with safety, stated that he would like to keep all the cars off the street and would prefer the five spaces. Mr. Nutter indicated that visitors and strangers do not know the danger of this street, that the number of spaces would not matter as much as the traffic hazard matters. Chairman O'Connell then confirmed that Mr. Nutter would prefer five to two spaces; he answered in the affirmative. Sel. Bartolini questioned Mr. Nutter, stating that he knew them to be a couple who entertained a lot of people, that this sort of activity generates a lot of traffic, a lot of cars usually in the hours of darkness where it would be a greater safety hazard if this were, in fact, the problem. Mr. Nutter confirmed that, but stated that he would prefer to see the commercial operation next door to his house with a widened driveway and a parking area. Mr. Spayne indicated that he had no objection to clearing the driveway entrance, but he could not control the speed of traffic on the road and he should not be blamed for that. Chairman O'Connell asked Mr. Kamp if he wished to answer the question regarding the choice of two of five spaces. Mr. Kamp indicated the parking seems to be the only issue relevant for discussion and that the other objections are not built into the By-Law. He would prefer two to five, but he is generally opposed to the whole matter on the ground stated previously. Sel. Bartolini recommended that the Spaynes resubmit with the correct number of spaces of unpaved parking, but agreed among themselves not to cut up the entire yard or ruin the neighborhood, rather to accept two or three spaces instead of putting in all five. Chairman O'Connell felt that they should consider the alternative of tidying up the plan and showing to spaces, then being denied and going to ZBA or tidying up the plan showing five spaces for customers and one for family; it would be approved as a right. Mrs. Spayne indicated that she would never need all five spaces. That issue was not challenged. Mr. Denman of the Planning Board stated that the Planning Board had no objectives provided that the offstreet parking provision was complied with. The sign did not exceed four square feet. No other concerns were expressed by the Planning Board. Mr. Nutter questioned whether second-hand books would attract youngsters and whether there was a zoning by-law requirement for bicycle racks. Chairman O'Connell indicated that there was not; further, he stated that the current plan submitted by the Spaynes does not show off-street parking and that this plan should be resubmitted with whatever number they feel appropriate and that the action of the Board of Selectmen will be dictated by the parking spaces submitted. Chairman O'Connell noted that no further action would be taken on this petition until the plan is resubmitted, at which time the abutters would be notified by the Selectmen's office. Hearing adjourned at 8:32 p.m.

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

Thursday, September 13, 1979

Present: Chairman Paul R. O'Connell, Jr.; Sel. Louis J. Bartolini; Howard Truesdale; Henry Valcour; John Mauro; Leo Pessini; Sherman Ball and Rick Ellis.

7:30 p.m. Paul R. O'Connell, Jr. stated that it was his feeling that last April's Town Meeting stated that the Town should not consider whether or not it should sell the Fire Station building until the Town had analyzed its future space needs in order to avoid the possibility that we would dispose of the building this year and find that we had need of just such a building a few years in the future.

Paul R. O'Connell, Jr. also expressed a personal feeling that his greatest disappointment over the past ten years in Town government is the inability of Town Departments to join in cooperative efforts. He stated that he felt that this was largely due to the fact that so many departments are staffed by part-time personnel who are busy enough attempting to keep up with the demands of their own department and thus have little time to engage in planning efforts. His feeling is that town residents would like to see departments plan cooperatively during the year and he thinks our greatest opportunity to do so is when we have a particular issue to focus upon.

Howard Truesdale reaffirmed his note, i.e. that he needs some storage space, but is flexible as to location. If the Fire Station site is not available, he feels sure that he would be able to find some place elsewhere.

Regarding the Water Department, if the Fire Station building is not available, they need a place to store the backhoe and they would like to have an area to service water meters - - an operation presently being conducted at Oak Hill. Mr. Valcour expressed a personal feeling that the Department could get along for the next five years with its present facilities even if the Fire Station were not available.

The Cemetery Department said that in fact they had little storage space available and that only is loft storage.

Henry Valcour suggested that we develop some figures such as the following:

1. What is the cost of ordinary maintenance of the Fire Station in its present condition, i.e. leaving it vacant.
2. What would it cost to put the building in a condition whereby we could store Town equipment in it?
3. What would it cost to renovate it for offices and regarding Nos. 2 and 3, what would the annual maintenance cost?
4. What would be the revenue to the Town if the building were sold, i.e. sales price and annual tax revenue.

There seemed to be some agreement that the departments can get along with existing facilities for the next five years whether or not the Fire Station building is available. Also, we agreed that it is unlikely the Town will be more able to afford a substantial facility expansion five years from today.

Is the Fire Station building an appropriate (or an economical) town facility next year? In five years? Ten years? By town facility we mean first, as an equipment storage area and second, for office space.

There seemed to be no dire space needs in the next five years. Sherman Ball expressed a concern that while we may not need the building in the first five years, we may need it in the next ten. Paul R. O'Connell, Jr. stated his opinion that if we keep the building "temporarily", departments will develop "temporary" needs for the building, which needs will become permanent ones.

Howard Truesdale and Leo Pessini expressed personal feelings that the Town should hang on to the building and keep it empty, i.e. just maintain it. They feel that it is a hedge against the need for newer buildings by departments; unless we can realize some substantial revenues out of the sale of the building.

Another alternative to consider would be to renovate the building and lease it for private uses. That would allow for revenue in the meantime and preserve a hedge against the future.

John Mauro expressed a personal feeling that the Town will have a public need for the building at some point in the future.

We could develop some dollar figures as Henry Valcour suggested and then attempt to crystalize our thoughts so as to come up with several specific alternatives, both with respect to the Fire Station building and generally with respect to building and storage space needs for departments. We should then forward those thoughts to the various boards and call for another meeting. Paul R. O'Connell, Jr. would suggest this one be on a Tuesday.

9:20 p.m. VOTED to adjourn the meeting.

.....*Paul R. O'Connell Jr. Jr.*.....
Paul R. O'Connell, Jr., Chairman
Board of Selectmen

MINUTES OF MEETING
BOARD OF SELECTMEN

Tuesday, September 18, 1979

Present: Chairman Paul R. O'Connell, Jr.; Sel. Donna McDaniel;
Admin. Asst. John A. Lundblad. Sel. Louis J. Bartolini
was absent.

8:40 p.m. The Board of Selectmen met with the Advisory Committee.
to Members present: Chairman Chapin Fay, Sherman Ball,
9:40 p.m. Wendy Otavsky, Cyd Ostrovsky, Brian Donovan, Arthur R.
Miner (who was to be the next appointee to the Advisory
Committee pending the resignation of William Pires) and
Building Inspector Edgar A. Phaneuf, Jr. Chairman O'Connell gave
a brief presentation regarding the meeting that was held between
the Board of Selectmen and various town officials on Thursday,
September 13th regarding potential uses for the Old Fire Station
site. Mr. Donovan stated that he felt that the fire station was
not an energy efficient building, especially for office use.
Further, that the location was not ideal for a number of retail uses.
Therefore, he would conclude that the best use would be for ware-
house. He felt that the Selectmen should convene a committee to
establish priorities for reuse. Mrs. Ostrovsky questioned whether
a long-term lease could be executed at a nominal fee based on square
footage and have the tenants carry out all necessary renovations.
Mrs. Otavsky felt that the people at the Town Meeting disliked the
concept of selling the fire station through a committee, but would
not oppose selling the fire station through direct Town Meeting
action.

Chairman O'Connell noted that the Board of Selectmen and the commit-
tee, designated to oversee this process could not convince develop-
ers to put the necessary amount of money into the development plans
without assurances from the Town Meeting that this building would
in fact be sold. Chairman O'Connell indicated that over the next
eight months firm disposition plans have to be executed, but over
the next sixty days more important short-term arrangements must be
made to protect the building against winter. Chairman O'Connell
then reviewed a memo from Admin. Asst. Lundblad regarding expenses
for the short-term repair of the fire station. Chairman O'Connell
felt that these were reasonable expenditures for short-term
preservation which would enhance the value of the building or at
the very least prevent further deterioration of the building. A
Question and Answer period followed between Admin. Asst. Lundblad
and various members of the Advisory Committee regarding this re-
quest for transfer and Energy Policy memorandums regarding the
Police Staton and Fayville Village Hall.

Chairman Chapin Fay of the Advisory Committee informed the Select-
men that the Advisory Committee would consider a transfer request
for the work to be done at the Fire Headquarters Building. Chair-
man O'Connell indicated that the paper work would follow and that
it was the consensus of the meeting that the work at the Fayville
Village Hall should be carried out as quickly as possible.

CORRESPONDENCE
TOWN DEPARTMENT

Board noted letter from Dept. of Revenue, 100 Cambridge St., Boston 02204 to all Chief Accounting/Financial Officers re document to be filed with the State for the Tax Cap Law. Board noted copy of duly signed document which Town Accountant sent to 9/6/79.

Letter to interested applicants who mailed in their resumes' for the position of Police Chief in the Town of Southborough. Application forms to go to these applicants reminding them to return them to the Selectmen's office by September 26, 1979.

Letter to Treasurer/Collector Ruth C. Johnson, authorizing her to utilize the services of the Town Counsel for taking 43 parcels of real estate for nonpayment of taxes or otherwise encouraging the payment of taxes through this process.

Board noted September 13 letter to Walter F. Sullivan, Esq., Framingham Savings Bank, 15 Park St., Framingham 01701 from Building Inspector E. A. Phaneuf, Jr. stating that a permanent occupancy permit will be issued for Lot A, 148 Deerfoot Rd., Southborough, after certain Blazeban fireproof hearth rugs or other similar products acceptable to the Building Inspector are installed at both fireplaces on the above referred property.

Board noted September 13 letter to John A. Bartolini, Oak Hill Const. Co., Inc., 41 Deerfoot Rd. from Building Inspector E. A. Phaneuf, Jr. granting a non-renewable temporary Certificate of Occupancy for a period of 30 days from September 13, 1979, for occupancy of a single family residence at 128 Deerfoot Rd; Building Permit #7912; issued February 8, 1979.

Fire. The Board of Selectmen signed a Mutual Aid Agreement regulating ambulances and ambulance services between the Town of Southborough and the Towns of Ashland, Hopkinton, Northboro, and Framingham.

TOWN BOARD

Wolfpen Subdivision. Board noted September 13, 1979 letter to the Board of Water Commissioners from Vahan Sarkisian, Borough Corp., P.O. Box 295, 126 Main St., Milford, 01757 re the water main extension on Marlboro Rd.

Letter to Grace Ryan, Recreation Commissioner, advising that the Board granted the Commission permission to erect a banner across Rt. 85 between the library and St. Mark's field.

Board noted September 10 letter to Town Counsel Frederick Busconi from Atty. Charles B. Swartwood, III, re St. Mark's School and extension of water service on Rt. 85, adjacent to the St. Mark's

property. The School advised that they do not have a present need or interest in participating in this project.

Southborough Farms Subdivision. Board noted September 11 letter to Alfred J. Lapan, President, South Middlesex Co-Operative Bank, 79 Union Ave, Framingham 01701 from the Southborough Planning Board authorizing the Bank to release to Bare-Tracts, Inc., all of the funds held under Security Agreement, (Section I) Lots 12, 13, 28-37 inclusive, and 42-48 inclusive, dated May 18, 1977, according to the terms and conditions of said agreement

Memo to the Board of Selectmen from Building Inspector E. A. Phaneuf, Jr. and Admin. Asst. John Lundblad re: Conversion of Fayetteville Village Hall; Short-term maintenance and repair options for the former Fire H. Q. Bldg. at 5 Main St., Energy Conservation/Heating system repair at Police H. Q.

Letter to Philip G. Mauch, Chairman, Board of Health, re the steady increase in the cost of Central Mass. Mosquito Control District's Mosquito Control Program. It was suggested that the Board of Health sit down with the Board of Selectmen, and perhaps the Advisory Committee, to do some more detailed examinations of this issue.

DEED TO TOWN

Board noted Quitclaim Deed of Grant J. and Evelyn R. Mayne, husband and wife, of 118 Middle Rd., granting to the Town of Southborough land containing 1.317+ acres.

COMPLAINTS/REQUESTS

Board noted September 12, 1979 letter to Richard M. Slamin, 35 Westboro Rd., Marlboro 01752 from Town Counsel Frederick Busconi, re Slamin v Town of Southborough, 659 of 1979 stating the Town has filed an answer in Westboro District Court to his complaint.

Board noted 9/13 letter from John J. Manning, 11 Break Neck Hill Road, re a complaint he filed with the Police Dept. Sept. 12, 1979 as concerns verbal abuse extended to his wife by Lee Bartolini while she was walking her dog on Break Neck Hill Rd., near the area used by the Bartolini Bros. Const. Co.

APPOINTMENTS/RESIGNATIONS

Letter to Charles E. Self, 32 Maplecrest Dr., re his resignation from the Conservation Commission. The Selectmen extended their best wishes in his new endeavor in Arkansas and praised his positive contributions to the Town of Southborough.

SITE PLAN

Letter to Steven J. Willinger, 5B Atwood Rd., stating that the Selectmen concur with his opinion that the home occupation as he described it does not require a site plan at this time. (Storage place for books and for "requisite phoning" only)

TOWN DEPARTMENT

Letter to Roderick M. MacNeill, P.O. Box 262, stating that the Selectmen grant permission for the construction of a garage and workshop building approximately 20' x 24' on property owned by him at 257 Parkerville Rd. with the following conditions: 1) that the construction of the single-family dwelling also proposed for this location must begin by June 1, 1980, and 2) that the garage is to be used only for usual garage purposes accessory to the dwelling use permitted for the lot.

LICENSES/PERMITS

Board noted September 13, 1979 approval from ABCC of License Transfer to Willow Brook 1680 Farm, Inc., Clovis C. Lamy, Manager of Package Goods Store license for the sale of wine and malt beverages from Arthur St. Maurice.

STATE DPW

Board noted September 7, 1979 letter to Town Clerk Paul J. Berry from V. J. Cantone, P. E. , Traffic Engineer, DPW, Boston, attaching Special Speed Regulation No. 5058 dated September 5, 1979 for the Town Ways on the Regulation. (Deerfoot Rd., Clifford Rd., School St., Flagg Rd., Latisquama Rd.)

Selectmen signed Treasury Warrants:

| | | | |
|--------|---------------------|------------|---------------------------|
| TW #35 | in the amount of \$ | 94,435.15 | |
| TW #36 | in the amount of \$ | 92,435.15 | |
| TW #37 | in the amount of \$ | 82,752.04 | |
| TW #38 | in the amount of \$ | 16,420.21 | |
| TW #39 | in the amount of \$ | 815,398.03 | |
| TW #40 | in the amount of \$ | 71,495.08 | |
| TW # 5 | in the amount of \$ | 1,605.40 | (Federal Revenue Sharing) |
| TW # 6 | in the amount of \$ | 30,000.00 | (Federal Revenue Sharing) |

10:15 VOTED to adjourn meeting.

John A. Lundblad, Administrative Assistant/j

MINUTES OF SPECIAL MEETING

BOARD OF SELECTMEN

Monday, September 24, 1979

The Selectmen met in Conference Room "A" with the following interviewees:

| | |
|-----------|---|
| 7:15 p.m. | Frank W. Flynn (41 Range St., Dorchester, MA (regular police officer position) |
| 8:00 p.m. | Charles A. Keller (sergeant position) |
| 8:30 p.m. | Danny R. Chernewski (sergeant position) |
| 9:00 p.m. | Richard C. Waller (sergeant position) |
| 9:30 p.m. | William D. Baker (sergeant position) |

There are no minutes available.

CORRESPONDENCE

Letter to Town Clerk Paul J. Berry stating that the Board of Selectmen voted unanimously to appoint William D. Baker, Box 31, Wood Street, Woodville, MA, to the rank of Sergeant in the Southborough Police Department, his term to expire in May 1980.

Letter to Richard Waller, 30 Clifford Street, stating that the Board voted unanimously to appoint William D. Baker to the position of Sergeant to fill the vacancy created by Sgt. Philip Conners' resignation.

ajm

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, September 25, 1979

7:30 p.m. Present: Chairman Paul R. O'Connell, Selectman Donna L. McDaniel, Selectman Louis J. Bartolini and Admin. Asst. John A. Lundblad.

The Board announced the appointment of William Baker as Sergeant in the Southborough Police Department.

Selectman Donna McDaniel made a motion to appoint Dispatchers John D. Mauro, Jr. and Nancy Sheppard as Special Police Officers for the purpose of guarding prisoners during their shifts as Dispatcher and for paid details as authorized by the Chief of Police; term to expire May 1980. Motion seconded by Sel. Louis J. Bartolini and VOTED by a unanimous voice vote.

Board VOTED to authorize the Southborough Teachers' Assoc. permission to use the old Fire House in the center of Town for a car wash from 9 a.m. to 1 p.m. on Saturday, September 29, 1979.

The Board of Selectmen VOTED to appoint Edwin D. McMeen, 134 Deerfoot Road as Southborough's Representative to the Central Massachusetts Solid Waste Committee. Motion made by Sel. McDaniel and seconded by Sel. Bartolini.

The Board discussed the 25 Town Resource Recovery Plant for Worcester Area.

John Lundblad's minutes of the meeting are not available at this time.

CORRESPONDENCE

APPOINTMENTS/RESIGNATIONS

Letter to John J. Conte, District Attorney, Middle District, Worcester County Court House, Worcester 01608 informing him that Colonel Edwin D. McMeen of 134 Deerfoot Rd., Southborough, has been appointed to represent the Town in the Central Massachusetts Solid Waste Committee.

Letter to Colonel Edwin D. McMeen, 134 Deerfoot Road informing him that he has been appointed as the Town's Representative to the Central Massachusetts Solid Waste Committee.

Letter to John D. Mauro, Jr., 35 Boston Rd., stating that he was appointed by the Selectmen as Special Police Officer for the purpose of guarding prisoners during his shift as Dispatcher and for paid details as authorized by the Chief of Police; term to expire May 1980.

Letter to Nancy J. Sheppard, Hudson Rd., Bolton, 01740 informing her that the Board of Selectmen appointed her as Special Police Officer for the purpose of guarding prisoners during her shift as Dispatcher and for paid details as authorized by the Chief of Police.

Letter to Frank J. Mattioli, Chief, enclosing copies of correspondence from Admin. Asst. John Lundblad to Sgt. Baker and Mrs. Fletcher of the Personnel Board regarding the recent appointment of William D. Baker to the position of Sergeant in the Southborough Police Department.

TOWN DEPARTMENT

Letter to Linda M. Strand, 85 Grozier Rd., Cambridge, MA 02138, enclosing a copy of September 24 letter from the Fire Chief regarding the 9/23/79 razing of the structure owned by her at 14 Pearl St.

Letter to Highway Supt. John W. Boland, enclosing 9/9/79 correspondence from Richard J. Michel, 70 Marlboro Rd. The Highway Supt. was requested to investigate the situation in the vicinity of the new homes near the intersection of School St. and Marlboro Rd. to determine if additional signing is necessary to caution motorists for children at play, thickly settled area or for a speed zone.

Letter to Police Chief Frank J. Mattioli, expressing appreciation for the radar control sheet summary which Officer Waller put together. The Selectmen would like to see this continued as a monthly report as it is a very useful tool to answer complaints of residents regarding speeders.

Letter to Town Accountant Elaine Hinckley, re the Board's unanimous vote to authorize department heads to reimburse town employees for college level courses taken in areas which are clearly beneficial to the Town and the employee in their current position. The Town Accountant would be considered eligible for the same sort of reimbursement.

Board noted 9/25 Speed Letter from Police Chief F. Mattioli recommending that William D. Baker's Rate as a newly appointed Sergeant be set at Step - \$296.06, effective on the date of his appointment.

Letter to Peter Aspesi, Ted's of Fayville, Inc., regarding his inquiry about the possibility of development financing for the center of Town. At this time it appears that municipalities of Southborough's size are not eligible for the commercial area revitalization program currently funded by the Commonwealth.

Memorandum to the Board of Selectmen, re replacement of Police Cruisers. The Police Chief and Admin. Asst. requested guidance re the timing for putting out bids for these replacement vehicles; and also a policy decision regarding the "trade-in mileage" on police cruisers.

Letter to Janice Fletcher, Chairman, Personnel Board enclosing copy of correspondence to Police Sgt. William D. Baker. The Selectmen appointed Officer Baker to the rank of Sergeant effective September 25, 1979 and recommended that he be paid at Step 3. Police Dept.

Letter to Building Inspector E. A. Phaneuf, Jr. re Police Station/ Fire Station Heating systems. The contract with Francis Engineering is intended to look at both buildings in the possibility of connecting the buildings into a single heating system.

Letters to Police Chief F. J. Mattioli and Building Inspector E. A. Phaneuf, Jr. informing that the Selectmen have contracted with Francis Associates, a consulting engineering firm for the examination of the heating system in the Police Headquarters Building at 19 Main St. The Selectmen request that they cooperate with the engineers and offer them whatever information is necessary to expedite this process.

Letter to Fire Chief Edward F. Brock informing that the Selectmen have contracted with Francis Associates, a consulting engineering firm, to examine the heating system at the fire station.

Letter to Ann E. McCarroll, 190 Parkerville Rd., informing that since her last meeting with the Board of Selectmen, the Board has instituted a reporting system so that monthly reports are received from the Police Dept. re radar usage through the Town; a copy of the August report is enclosed. It was further noted that Highway Supt. John Boland has installed the signs requested by Mrs. McCarroll.

Board noted September 19, 1979 letter to Town Clerk from Russell B. Millholland, Chairman, IDC informing that the IDC meet in the Town House at 7:30 p.m., Thursday, September 27, 1979 for the first in a series of meetings sponsored by the Sewerage Study Subcommittee of the IDC. Admin. Asst. Lundblad was unable to attend the meeting and hoped that he and Mr. Millholland would be able to discuss various other consulting firms who seem to offer at least as good if not better list of achievements in the structural solutions.

Letter to George A. Stanley, Vocational Chairman, Assabet Valley Regional Vocational High School, Fitchburg St., Marlboro re the request by the Town for assistance from Assabet Regional Vocational for a number of carpentry type projects: 1) reroofing of the VFW wing at Fayville Village Hall; 2) reroofing of the main area of the Fire Headquarters Building at 5 Main St.; 3) reglazing and winterizing windows at the Fayville Village Hall and the Police Dept. building, and 4) painting of trim work and certain interior areas at the Fayville Hall. Building Dept.

Letter to Edgar A. Phaneuf, Jr., Building Inspector enclosing correspondence to George Stanley regarding the roofing work at Fayville and the Fire Station as well as the reglazing and repainting at other locations.

INSURANCE

Letter to Peter F. Schribner, Unemployment Tax Management Corp., Lakeside Office Park - Suite 3, Wakefield, MA 01880, informing him that his Sept. 21, 1979 letter re claims on unemployment compensation has been forwarded to Town Accountant Elaine Hinckley, with the request that the information be furnished.

Letter to Town Accountant Elaine M. Hinckley requesting that she compile the information requested by Mr. Peter F. Scribner, Unemployment Tax Management Corp. in his Sept. 21, 1979 letter, re unemployment compensation claims.

REGIONAL TOWNS

Letter to John J. Conte, Chairman, Central Mass. Resource Recovery Committee, Worcester County Courthouse, Worcester, MA 01608, stating that the Town of Southborough wishes to participate in the planning for proposals for the construction of a regional facility for the disposal of solid waste.

STATE AGENCIES

Letter to Board of Assessors enclosing correspondence from Senator Daniel J. Foley regarding a meeting to be set up with Commissioner Joyce Hampers, Department of Revenue, re discussion of the county assessment formulas and what the Town of Southborough would have to do next Spring to appeal what the Town feels is an unjust assessment.

Certified letter to Marnok, Inc. d/b/a Hong Chow, Jake Lung Soo Hoo, Manager 77 Turnpike Rd., Fayville, re correspondence received by Board of Selectmen dated Sept. 13 from John F. Coady, Deputy Commissioner of Revenue as concerns the above named licensee who has been delinquent in complying with its tax obligations under General Laws, C.64B, C.64H, C.62B. The Selectmen request that Marnok, Inc. contact the Selectmen's Office immediately to inform of intention in regard to this matter.

LICENSE/PERMITS

Letter to David C. Gordon, 156 Marlboro Rd., re his recent filing for a Business Certificate under the title of "The Sootman". The Board needs additional information regarding his proposed activity at 156 Marlboro Rd. to determine if a Site Plan Permit is required. (Any

commercial activity in a residential zone requires a site plan permit if off-street parking is required.)

GRANTED: Permit to Fantoni Co. Inc. of 5 Little Tree Lane Framingham, MA to open, occupy and obstruct at 10 Fairview Drive for one day, September 24, to install Water Service to 10 Fairview Drive.

GRANTED: One-day License to Southborough Bison/Brothers of the Brush, c/o Don Woods, Secretary, P. O. Box 293, Fayville for the sale of wines and malt beverages only; annual dance at Reinke Bldg, Middle Rd., Saturday, October 6, 1979 from 8:00 p.m. to 1:00 a.m.

Letter to Kathleeen E. Denning, President, Southborough Teachers Association, 53 Parkerville Rd. informing that the Board voted unanimously to authorize the Southborough Teachers' Association permission to use the old Fire House in the center of Town for a car wash from 9 a.m. to 1 p.m. on Saturday, September 29, 1979.

TOWN BOARD

Board noted September 20, 1979 letter from Bruce R. Donath, Chairman, Youth Commission thanking the Admin. Asst. and office staff for the assistance and clerical help extended to the new Director, Bonnie Idlis.

Board noted September 21 letter to Robert Rimbach, 128 Great Road, Bedford, MA 01730 from Board of Health requesting that he inspect the outside premises and garage owned by Phyllis A. Paletsky of 13 Pleasant St. and file a report of his findings with the Board of Health.

SITE PLAN

Board noted September 24 letter from Stephen E. White, Plywood Ranch Industries, Inc., 280 Quincy Avenue, Braintree, MA 02184 enclosing unclaimed letters which were sent to abutters, re his site plan which Selectmen approved.

Letter to Rod Morrison, P. O. Box 160, 257 Cordaville Rd. enclosing information regarding the site plan procedure and the off-street parking regulations for the Town, as concerns Customary Home Occupation.

PURCHASING

Letter to Greater Boston Police Council re possibility of joining Cooperate Purchasing. Request copy of specs and copy of Framingham Ford bid.

STATE DPW

Letter to Charles Mistretta, District Highway Engineer, DPW, Arlington, MA 02174, re complaints received concerning Boston Road (Route 30) in the vicinity of Bay State Arms and in the vicinity of several residential properties on the north side of the road. The Board requests attention to this problem as soon as possible so that the shoulder and drainage system can be temporarily repaired prior to the coming winter.

COMPLAINTS/REQUESTS

Letter to Anna M. Kallander, 18 Meadow Lane, re her recent telephone complaint regarding the damage to a tire on a pothole on Valley Rd. She was advised that there is a statute permitting those individuals to seek reimbursement from the Town for damages of this sort. As concerns the plans of the Highway Dept. to repair this road, it is on the list of work to be done before the winter sets in.

8 Break Neck Hill Rd. — Letter to John J. Manning, 11 Break Neck Hill Rd., re various issues he has raised in correspondence to the Board regarding Bartolini Brothers Construction Co., Inc. (condition of the property and question that the property is being used for purposes other than allowed.)

Letter to Leo F. Bartolini, Bartolini Brothers Const. Co., Inc. enclosing correspondence dated August 29 which the Board received from John J. Manning as concerns early morning noise and language. Regarding the so-called temporary building which he constructed without any permit, Mr. Bartolini must choose to immediately follow one of two alternative courses of action: 1) remove the structure or 2) file proper plan for site plan approval by the Board of Selectmen and a proper application for special permit with the Board of Appeals.

SITE PLAN

Letter to Joan L. Mitchell, 2 Banfill Lane, re her filing of a Certificate of Business for the purpose of manufacturing-designing clothing at 2 Banfill Lane. A copy of the Zoning By-Law and the off-street parking requirements for Customary Home Occupations was attached. In the event that her commercial activity requires an outdoor sign or lighting or off-street parking, the Board would be compelled to convene a site plan hearing under provisions of the enclosed by-laws.

Selectmen signed Treasure Warrants:

| | | |
|--------|---------------------|------------|
| TW #41 | in the amount of \$ | 91,426.57 |
| TW #42 | in the amount of | 169,079.02 |
| TW #43 | in the amount of | 28,618.00 |
| TW #44 | in the amount of | 42,000.00 |

| | |
|----------------------------|--------------------------------------|
| TW #45 in the amount of \$ | 25,464.84 |
| TW #46 in the amount of | 17,322.01 |
| TW #47 in the amount of | 20,011.99 |
| TW # 7 in the amount of | 100,000.00 (Federal Revenue Sharing) |

The time the meeting adjourned is not available.

j

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, October 2, 1979

7:30 p.m. The Board of Selectmen did not hold its regular meeting. Instead, the Board attended a Public Meeting at the Framingham Memorial Building held by the Metropolitan District Commission on the subject "Facilities Planning for Relief of the Framingham Extension Sewer".

j

SPECIAL MEETING
BOARD OF SELECTMEN
Thursday, October 4, 1979

Letter to Cheryl D. Schofield , 62 Alden St., Ashland 01721 appointing her as a Regular Police Officer in the Southborough Police Department; term to expire May 1980 and letter to Town Clerk Paul J. Berry informing him of Cheryl D. Schofield's appointment to the Southborough Police Department

Letter to Personnel Board Chairman, Janice Fletcher informing that the Board voted unanimously to appoint Cheryl Schofield of Ashland, MA to the Southborough Police Department to fill the vacancy created by the promotion of Officer William Baker to the rank of Sergeant; term to expire May 1980.

John Lundblad's minutes of the meeting are not available at this time.

j

MINUTES OF MEETING
BOARD OF SELECTMEN

October 9, 1979

Present: Chairman Paul R. O'Connell, Jr.; Selectman Donna L. McDaniel;
Selectman Louis J. Bartolini and Administrative Assistant John A.
Lundblad.

7:30 p.m. The following three names were chosen for jury duty: Carl D. Carmen,
4 Hickory Road; John D. Gignac, 6 High Street; James F. Stockwell,
246 Parkerville Road.

7:30 p.m. No appointments were scheduled.
to

9:00 p.m. The Selectmen made a new appointment to the Conservation Commission.
Selectman McDaniel moved that Lawrence Capodilupo fill the vacancy
caused by the resignation of Charles Self (his term to expire May 1981),
seconded by Selectman Bartolini and APPROVED by unanimous voice VOTE of the
Board of Selectmen.

Selectmen discussed the Southborough Citizens' Planning Committee, received
an updating report from Selectman McDaniel and agreed to host a meeting to
discuss the results of this study some time in the future.

SEE END OF THE CORRESPONDENCE FOR THE LIST OF JURORS PICKED.

Selectman McDaniel moved that Fred Douglas of the Conservation Commission be
appointed to the Drainage Study Committee (ad Hoc), seconded by Selectman
Bartolini and APPROVED by unanimous voice VOTE of the Board of Selectmen.

TOWN DEPARTMENTS

Letter to Highway Supt. John W. Boland enclosing copy of 9/26/79 correspondence
from Chevron Oil Company as concerns the Town's allocation for October.

Board noted October 5, 1979 letter from Fire Chief Edward Brock, re the promotion
of two firefighters to the rank of captain discussed at July 11, 1979 meeting
with the Board of Selectmen.

Building Department- Letter to Governor Edward J. King, re the decision by the
Division of Registration of the State Examiners of Electricians to elevate
the wiring inspector position from its current part-time status to presumably
either a full-time status in one town or a full-time status between a number
of towns. The Board requested the Governor's intervention in this case to
determine if the Division's decision is in keeping with his policy of no new
mandated programs and further requested his official position regarding this
decision.

Letter to Russell B. Millholland, Chairman Industrial Development Commission
informing him of the unavailability of the 1969 Sewerage Study at the present
time. A copy will be forwarded as soon as possible. Also, a copy of a letter
from David K. Blake, Vice President of Weston & Sampson Engineers, Inc. was
enclosed for his review regarding proposals similar to the one being held
at the Thursday evening meetings.

TOWN BOARDS

Board noted September 28, 1979 letter to Paul Hain, 11 Walnut Drive, Fayville from the Board of Health, re his August 22, 1979 application for an accessory apartment. The Board of Health voted to recommend that he consult an engineer and alter his existing septic system as his present system is not built to handle four bedrooms.

Board noted September 28, 1979 letter to Heniz K. Franz, 3 Hammond Street from the Board of Health, re his September 4, 1979 application for an accessory apartment. The Board of Health voted to recommend that he consult an engineer and alter his existing system to accommodate the proposed additional bedroom and kitchen. His existing septic system is built to handle only three bedrooms.

Hilltop Subdivision - Board noted 10/4/79 letter to Vahan Sarkisian, Borough Corporation, Milford, from Board of Health, re agreement that William Domey would be retained as consulting engineer as concerns perc testing to be done October 5 on property at the site between Sears Road and Marlborough Road. The Board of Health stated that if William Domey did not fulfill his commitment on October 5, 1979 they would hire a different engineer. (See below entry)

Board noted September 28, 1979 letter to Town Clerk from Russell Millholland, Chairman, Industrial Development Commission informing that they will meet Thursday, October 4, 1979 at 7:30 p.m. for the second in a series of meetings this fall sponsored by the Sewerage Study Subcommittee of the I.D.C.

Hilltop Subdivision - Board noted September 25, 1979 letter to Philip Mauch, Chairman, Board of Health from Vahan Sarkisian, Borough Corporation, Milford requesting that the Board of Health assign another engineer to inspect his work as he has great difficulty contacting the assigned engineer, William Domey.

Letter to Charles F. Colcord, Chairman, Cemetery Commissioners, re his request to Town Counsel Frederick Busconi for assistance regarding collection of outstanding bills. The Selectmen feel that a more appropriate approach might be to have the Commissioners contact these individuals directly or to contact their parish priest or minister to try to approach these people in a personal manner due to the delicate and sensitive nature of the issue.

APPOINTMENTS/RESIGNATIONS

Letter to Lawrence P. Capodilupo, 5 High Street, appointing him as a member of the Conservation Commission; term to expire in May 1981. Mr. Capodilupo is filling the vacancy caused by the resignation of Charles E. Self. Letter to Town Clerk, Paul J. Berry informing him of Mr. Capodilupo's appointment to the Conservation Commission.

Letter to Charles E. Self, 32 Maplecrest Drive expressing regret of the Selectmen upon learning of his resignation from the Conservation Commission. Letter to Town Clerk Paul J. Berry from Charles E. Self (dated September 12) submitting his resignation as a Commissioner of the Conservation Commission, effective immediately. Mr. Self has accepted a position in Arkansas.

Letter to Douglas O. Henson, 192 Parkerville Road, re his September 21 letter requesting consideration as a candidate on the Conservation Commission. He was advised that the one vacancy available was filled by Lawrence Capodilupo, 5 High Street.

APPOINTMENTS/RESIGNATIONS

Letter to Henry Wingate, 19 Gilmore Road, re his September 25 letter requesting consideration as a candidate on the Conservation Commission. He was advised that the one vacancy available was filled by Lawrence Capodilupo, of 5 High Street.

Letter to William E. Pires, 11 Rock Point Road, re his resignation from the Advisory Committee and relocation out of Town. Board noted Mr. Pires' September 27, 1979 letter to the Town Clerk submitting his resignation as a member of the Advisory Committee.

COMPLAINTS/REQUESTS

Letter to Town Counsel Frederick A. Busconi, re the enclosed letter of complaint received 10/2/79 from Robert Brown concerning damage to his automobile caused September 27, 1979 by a completely hidden fire hydrant in the westerly direction on Southville Road.

WORCESTER COUNTY RETIREMENT SYSTEM

Letter to Ruth C. Johnson, Treasurer/Collector and Elaine Hinckley, Town Accountant enclosing a copy of September 28, 1979 letter from the Worcester County Retirement System as concerns the application of Terrence J. Maguire to be retired as of September 2, 1979.

SITE PLAN

Letter to David C. Gordon, 156 Marlborough Road informing him that his "commercial activity" at 156 Marlborough Road which is a chimney sweep service, does not require a site plan hearing for off-street parking or other related by-law requirements at this time.

DATA GENERAL

Data General Traffic Lights - Letter to Highway Superintendent John W. Boland enclosing a copy of October 2, 1979 letter from Justin L. Radlo, Chief Engineer, Department of Public Works, Boston, re traffic lights at Crystal Pond Road and Route 9. He was requested to have Mr. Paulk, C.I.R. Electrical Contractors, Inc. finish the project, have the lights in working order and approved by the State, so that the remaining balance of \$9314.53 for this project could be paid to C.I.R.

STATE DEPARTMENT OF PUBLIC WORKS

Board signed Memorandum of Agreement between the Commonwealth of Massachusetts, Department of Public Works, and the Town of Southborough, re the improvement of Chapter 90 roads in Southborough.

Selectmen signed Treasury Warrants:

TW #48 in the amount of \$ 94,745.88
TW #49 in the amount of \$ 73,059.67
TW #50 in the amount of \$ 29,453.87
TW # 8 in the amount of \$ 26,000.00

9:00 p.m. VOTED to adjourn the meeting.

Minutes kept by John A. Lundblad, Administrative Assistant.

jal/mfm

The following Jurors were picked at this meeting by the Selectmen:

Carl D. Carman, 5 Hickory Road, Southborough
John D. Gignac, 6 High Street, Southborough
James T. Stockwell, 246 Parkerville Road, Southborough

MINUTES OF MEETING
BOARD OF SELECTMEN

October 16, 1979

Present: Chairman Paul R. O'Connell, Jr.; Sel. Donna L. McDaniel and Admin. Assistant John A. Lundblad. Sel. Louis J. Bartolini was absent.

7:15 p.m. Bid Opening - Gasoline Supply for the Town.

1. Chevron Oil Company, Somerville, MA

Bid - 68.4¢ for regular
72.4¢ for unleaded
74.4¢ for supreme

according to the Bid Specification for the guaranteed quantities and supply for the current fiscal year. Chevron also included a waiver which the Town must sign accepting the Federal allocation program in the event of a shortage of supply.

2. Falconi Brothers - for Diesel

Bid - 74.45¢ delivered

There were no other bids received. After reviewing the bids, Admin. Assistant Lundblad recommended that they be awarded. Sel. McDaniel moved to accept the bids as submitted, seconded by Chairman O'Connell and APPROVED by unanimous voice VOTE of the Board of Selectmen.

7:30 p.m. The Selectmen met with Patricia Capone, James Denman, Paul Brefka, Fred Ellis, John Boland, Edgar Phaneuf, Jr., regarding a letter from Admin.

Assistant Lundblad to Patricia Capone suggesting certain changes in the zoning permit process in relation to the Planning Board review. Mrs. Capone stated: (1) that the Planning Board never visits the sites on simple single-family residence requests; in fact, will only visit the site if a major subdivision or other problem that is brought to their attention. (2) They merely review the plans submitted. They assume that the buildings will be placed as submitted. (3) She stated that the Board agrees that if Mr. Phaneuf does have time to go out and make sit inspections and do these things in a timely fashion, that they would prefer that. However, they are concerned that he does not now have the time to carry out the lengthy list of tasks the Selectmen assign to him. They questioned whether this would require additional manpower in the future. Chairman O'Connell stated emphatically that it would not require additional manpower and that from his knowledge of being a former Planning Board member, the work which the Planning Board currently does for these requests could easily be done by the Building Inspector as he visits the site with perhaps the Board of Health agent or the Highway Supt.

Chairman O'Connell stated that the original request to have the Planning Board review these goes back to the days before the full-time Admin. Assistant or Building Inspector when the Selectmen requested help of other boards in order to try and streamline the process. Further, he stated that the foundation certificate requested by the Board of Health would also go a long way in helping the Building Inspector and the Health Agent verify the locations of all structures, according to plans as submitted. He stated that there is no way that a foundation location

October 16, 1979

can be done without a field survey and that the Building Inspector can simply make a judgement based upon a tape and existing markers unless a foundation certification is required.

Regarding Mr. Denman's statement that within the last two weeks two revised plans were submitted because the lots had houses built too close to the sideline, Chairman O'Connell stated that there is no way that anyone could verify this in advance without a field survey. Mr. Brefka stated that if foundation certifications are required with elevations and location, then the Building Inspector could easily verify location and solve this problem from now on. Chairman O'Connell stated that the setback as well as the elevation is tied into this permit and that a copy of the plan with this permit if necessary, would be made available to the Planning Board and checked by the Building Inspector against the records of the Assessors. If the Planning Board wishes to continue to verify the plot against their own records, a copy of the plot plan could be sent to the Planning Board on a monthly basis. Mr. Denman asked whether they were sacrificing speed for efficiency since Chairman O'Connell stated that his understanding was that this was a rather mechanical function and it belongs with staff instead of a policy making board like the Planning Board. Mr. Denman suggested that the Board secretary carry out this function. Chairman O'Connell stated that he had no preferences as to who should do it, but preferred that it be a full-time staff person easily reachable by engineers and applicants alike who could go into the field and read off these plans to determine if the locations are in fact accurate. Mrs. Capone restated her support for the process, support for Mr. Phaneuf to do this work as a consensus statement by the Planning Board. Chairman O'Connell stated that Mr. Phaneuf would be meeting with them in the near future to set up a check list to work out the procedure for initiating and starting up this program.

8:15 p.m. The Selectmen met with George Killam, Chairman, Conservation Commission.
to Mr. Killam stated that he did not believe any other members of the Board

8:20 p.m. would be present. Mr. Killam stated that the Conservation Commission supported this proposal and just questioned what priority this would have in Mr. Phaneuf's all ready busy schedule. They would like a list of all lots signed off; they would like to sit down and draft a punch-list with Mr. Phaneuf, but in general felt that it was a desirable move.

8:25 p.m. The Selectmen met with the Board of Health; three members, Philip Mauch,
to John Bartolini, Timothy Stone; Peter Savello; Janice Conlin, Secretary.

8:50 p.m. Dr. Stone stated that the Board of Health had reviewed this letter and felt that the Board of Health was not holding up any applicants for an unduly long length of time. He felt that in other towns there were full-time help and that the Board of Health had delegated greater powers to an agent or sanitarian. In this town the Board of Health prefers to go over each plan themselves, to make their own recommendations and their own changes; that if the Town wanted a system whereby the Board of Health delegated all these powers then it would merely meet as a Board of Appeals when the sanitarian or health agent turned down a permit. If this were the case, then we would have to hire an expert and pay him at an expert salary. Mr. Mauch felt that the Board of Health basically sticks by the five items listed in the attached sheet with the letter. He would like to know who created all the lengthy delays noted on the first page of the Admin. Assistant's letter. Chairman O'Connell stated that the letter was not meant to specify who was at fault, that all boards were at fault, no one group was the culprit.

In addition, he is not seeking to recommend that any one board go out of business and become an appeal board or cease to exist, but rather that the system be stream-

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lined and that routine permits be expedited. Further, that applicants to the Board of Health be acquainted with the process and understand when they have been denied and the reason for that denial. Dr. Stone questioned why permits do not run on parallel tracks and converge instead of having them run in sequence. Mr. Bartolini stated that it was his understanding that all permits were approved within five to ten days. Mr. Savello previews them, offers input for redesign, the majority of the simple ones come back and are approved in two weeks or less. Mr. Savello stated that it routinely takes five days to review a plan and that the engineers will file these approximately seven days before the meeting because they know the timetable for the Board of Health. If the plan is routine, it can be approved without a vote of the Board of Health, but it would have to be hand-delivered from house to house and initialed by the members and he would prefer not to do that sort of thing, but rather to hold the meetings in public. Chairman O'Connell stated that if a five to ten day turnaround could be maintained by the Board of Health, that no other changes would be necessary. He would strongly support their expediting single family development, single family home applications and process them with a five to ten day turnaround. Chairman Mauch noted that the Board of Health now notifies applicants and engineers if a plan is withheld or not approved, denied or tabled. In the past, only engineers were notified and they sometimes failed to notify applicants. Further, he stated that the applicants have the responsibility to pressure their engineers to make the changes and get back to the Board of Health and that these problems cannot be attributed to a Board of Health delay. Finally, Mr. Mauch stated that he would welcome the Admin. Assistant's monitoring their timetable and commenting on the time it takes to gather the approval package for single-family homes.

8:50 p.m. The Selectmen met with Richard Upjohn of the Conservation Commission. Mr. to Upjohn stated that he had thought that the meeting was scheduled for later
8:55 p.m. and apologized for missing Mr. Killam's presentation. He stated that he personally supported the change and hoped that Mr. Phaneuf would have the time and would be able to work with the Conservation Commission in setting up a check list. The Selectmen made appointments to the Special Municipal Employees (Advisory Committee) Ostrander, Edder and Minor.

Selectmen noted the resignation of Phylis Self from the Southborough School Committee, requested the Admin. Assistant to work with School Committee Chairman Robert Spayne to find out what procedure he wished to follow regarding the replacement of Mrs. Self on this Committee.

Selectmen met with John Boland regarding Stowe Road and complaints from Mr. Meier regarding the abhorrent condition of the traveled way in the vicinity of two houses being build be Gene Ceramicole and Bruce Ceramicole. Mr. Boland stated that the curb cut would do little to alleviate problems such as this and he would prefer not to require bonds be established for all single-family home applications because a vast majority, in excess of 95%, do not create problems and should not be penalized with a few people who do not seem to finish projects in a timely fashion or do not follow standard building procedures in capping driveways early in the construction process. Admin. Asst. Lundblad noted that a similar problem exists on Valley Road. Mr. Phaneuf stated that in all of these cases the construction of the house is slowed, back-filling has not been done and that a lot of washing out has been experienced around the four or five homes in question. Chairman O'Connell instructed the Admin. Asst. to contact the Town Counsel immediately and to have him notify the owners of these properties and the applicants on the building permit holders if they were different to immediately clean up the premises and the traveled way adjacent to their lots. Further, to notify them if they do not clean these up immediately that the Town will bring suit to reverse damage to the public way on Wednesday, October 24th. Selectmen instructed Mr. Boland and Mrs. Lundblad to work with Town Counsel Busconi to expedite this issue. Further,

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he wanted Town Counsel to research the Town's rights regarding these issues.

9:10 p.m. The Selectmen met with Henry Valcour and Daniel Phaneuf of the Water to Commissioners, William Binder, Superintendent, came a little later. Mr.

9:20 p.m. Valcour stated that the letter from the Admin. Assistant had been discussed at length at the previous meeting, that they appreciated the advance notice and the ability to review the document prior to the meeting. The Board of Water Commissioners agreed unanimously to speed up the process, further agreed to allow the Superintendent to give Water Department approval for all straight forward cases. They would, of course, set the criteria and must review all major extensions or long distance hook-ups or crossing of wet areas, etc. Ninety percent of the requests would be expedited through this small change. Mr. Phaneuf echoed support of Mr. Valcour's presentation. Mr. Valcour noted that a larger and larger number of homes have private wells, that they still request location of the well and a design of the septic systems so that they know where a town water hook-up would go in the event that an extension is brought into that area. He requested a brief clarification of how the current process ^{work} now and Chairman O'Connell gave such a presentation. The Board of Water Commissioners noted that they will vote soon to approve the program giving the Water Superintendent review powers. Chairman O'Connell noted that in the beginning, Mr. Phaneuf will be reviewing each of these with the Conservation and Planning Board and if they can all agree on the system, hopefully he and Mr. Binder, Mr. Boland and Mr. Savello would be able to work together during the normal day to review applications and meet the five to ten day deadline. If problems exist then the applicant and the respective board should be notified immediately.

9:20 p.m. The Selectmen reconvened with John Boland and Edgar Phaneuf, Jr., Chairman O'Connell asked if Mr. Boland had any ideas concerning how the Selectmen could put greater controls over building lots so that the problems on Valley Road and Stowe Road would not be repeated. Mr. Boland indicated that he did not have an easy answer and that it seems that tougher and tougher lots are being developed around Town causing greater drainage problems. Chairman O'Connell concurred that the meeting with the various boards tonight reaffirms his understanding that the development going on in Town now is on tougher lots, the lots that two or three years ago would not have been attractive because of site problems. Mr. Boland indicated that there are a variety of techniques that could be used to curb cut an entry permit. This could all be tied into the zoning process, that they are good ideas, but they all need regulations to be drafted. There are some regulations in the Subdivision Control Specifications, but he felt that these would be difficult to adapt to some of the older streets. Chairman O'Connell spoke regarding the issue of damage to public ways, felt that without some bond protection the only other leverage the Town has is the Occupancy Permit, but unless the bank or the Attorney representing the buyer demands an Occupancy Permit most people just ignore them and move in. He felt that John Boland should work actively with Edgar Phaneuf, Bill Binder and Peter Savello to design the location of driveways to minimize the dangerous drainage and minor site problems that are being found in more and more homes being build in Town. However, he felt that the Town Meeting consensus at the last meeting seemed to recommend the minimizing of regulations, not the increasing of regulations.

9:59 p.m. VOTED to adjourn the meeting.


John A. Lundblad, Administrative Assistant/j

The correspondence for these Minutes are on the following pages. a:m

CORRESPONDENCE

TOWN BOARDS

Letters were sent to the following people re their appointment as a Special Municipal Employee (as members of the Advisory Committee):

Ellyn S. Eder, 21 Brook Lane; term to expire May 1980
Arthur R. Miner, 27 Oregon Road; term to expire May 1982
Edmund W. Ostrander, 48 Atwood Road; term to expire May 1981

The Board noted Public Hearing to be held by ZBA on Monday, October 29, 1979 at 7:30 p.m. on the petition of Arthur and Maryann Lamy, 48 Richards Road, Southborough, relative to the construction of an in-ground swimming pool which is less than ten feet from the sideline of the property as required by Section VI of the Zoning-By-Law. The Zoning District is Residence B.

TOWN DEPARTMENT

Memorandum to Building Inspector Edgar A. Phaneuf, Jr., re the heating system in the old fire station, 5 Main Street, which has developed a leak and requires almost daily inspection if the system is going to be used. Falconi Bros. will attempt to make this system work at a reasonable cost, so that the system can continue to be used.

Board noted October 10, 1979 letter to Commonwealth of Mass., Governor's Highway Safety Bureau, Boston, from William C. Harpster, Sgt. in Charge, Southborough Police Department, certifying that the Police Department has received in good order on SW Md. 900 A Breathalyzer, one SW MK II Simulator, and 25 Test Kits. A copy of the invoice and copy of paid cancelled check were enclosed.

Letter to Building Inspector Edgar A. Phaneuf, Jr. informing that the Board is very pleased and encouraged by the response of the Conservation Commission and the Planning Board regarding the establishment of new review criteria for him to make reviews for those respective functions. The Board wants him to work as quickly as possible to establish the dialogue between these boards and to usher through each new application with the highest priority possible.

Letter to John W. Connery, MAPC Staff, 44 School Street, Boston, 02108 enclosing a copy of the Town's RFP for the sale of the old fire station in the center of Town. It was suggested that if the MAPC is accepting applications for technical assistance on projects similar to this, the Selectmen's Office would like to sit down with MAPC staff, together with various other boards and committees in Town, and discuss the issue so that the next attempt at disposing of the fire station could be more successful.

MAPC

Letter to Alan McClennen, Jr., President, MAPC Council, 44 School St., Boston, 02108, requesting the opportunity to sit down with him and Tony DiSarcina to

LEGAL

Letter to Town Counsel Frederick A. Busconi enclosing a copy of a 10/2/79 complaint from Warren R. Meier, 10 Stowe Road, regarding the condition of Stowe Road in the vicinity of the new homes being built by Gene Ceramicole and Bruce Ceramicole. A similar washout condition exists on Valley Road and the Selectmen want letters sent to the contractors in question immediately informing them that this situation is unacceptable and must be corrected or legal action will be commenced forthwith.

PURCHASING/CONTRACTS

VOTED: to award to Falconi Bros., 29 Boston Road, contract to supply diesel fuel to the Town of Southborough as per bid dated October 16, 1979 \$.7445/gallon to be delivered to Highway Garage.

VOTED: to award to Chevron U.S.A. the contract to deliver gasoline to the Town of Southborough, as per their October 3, 1979 letter.

APPOINTMENTS/RESIGNATIONS

Board noted October 9, 1979 letter to Town Clerk Paul J. Berry from Town Moderator Nelson Goldin appointing Edmund W. Ostrander, 48 Atwood Road, to a term on the Southborough Advisory Committee; term to expire May, 1981. Mr. Ostrander is filling the vacancy caused by the resignation of William E. Pires, 11 Rock Point Road.

Board noted October 16, 1979 letter to Town Clerk Paul J. Berry from Phyllis S. Self, 32 Maplecrest Drive resigning from the Southborough School Committee to be effective November 1, 1979. (Family relocating in Rogers, Arkansas)

LICENSE

GRANTED: To Lincoln Square Club, c/o Loretta Nelson, 11 Prentiss St. for a one-day beer and wine license for the Country-Western Dance at St. Anne's Parish Hall, Boston Rd., Saturday, November 10, 1979 from 8:00 p.m. to 12:30 a.m.

COMPLAINTS/REQUESTS

Board noted October 13 letter from Richard J. Michel, 70 Marlborough Rd., listing four issues of complaint against Vahan Sarkisian, the building of his home. Admin. Asst. Lundblad informed him that the four issues which he referred to are matters over which the Town of Southborough has no control; Mass. Law does not permit the Selectmen, or any other zoning authority, to withhold permits for future construction based upon these considerations.

Letter to Robert A. Brown, 5 Wood St., re his letter of complaint, received by the Town Clerk's Officer, and referred to the Selectmen's Office re the accident on Southville Rd. in which he struck a hydrant. The Selectmen are investigating this matter and shall be in touch with him in the near future.

Speed letter to John W. Boland, Highway Supt., re the complaint received from Robert Brown of Wood St. re an accident involving Mr. Brown's car and a fire hydrant on Southville Rd. The Selectmen request his opinion on Mr. Brown's

interpretation of the accident as he observed the accident scene and the hydrant.

Letter to William C. Harpster, Sgt. in Charge, Police Department, re the Sept. 27 accident Robert A. Brown of Wood St. was involved in with a fire hydrant on Southville Road. The Board requests Officer Waller's interpretation of the enclosed correspondence from Robert Brown as he investigated the incident.

FEDERAL FUNDING

Speed letter to John W. Boland, Highway Supt., attaching a copy of letter dated October 9 from Justin L. Radlo, Chief Engineer, DPW, Boston as concerns the meeting of October 31 to discuss "The Off-System Federal-Aid Bridge Replacement and Rehabilitation Program." Board would like Mr. Boland to attend this meeting if possible.

STATE DPW

Letter to Robert J. Vanni, 199 Parkerville Rd., re his recent complaint regarding the condition of the road surface of Boston Rd., (Route 30) in the vicinity of Bay State Arms. John Boland, Highway Supt. has requested attention to these problems of the Maintenance and Repair Foreman for the area. C. F. Mistretta, District Highway Engineer, DPW, Arlington. Mr. Mistretta had informed the Admin. Asst. October 11, 1979 that necessary surface and edge repair activities would be continued to render the roadway facility servicable.

Speed letter to John W. Boland, Highway Supt., attaching October 12 letter from Henry C. Holmes, District Highway Engineer from District #3 in Worcester, in which he mentions the Department's general highway maps. Unless the maps or printout sheets need any correction or comments involving the Selectmen, it was hoped that this could be processed quickly and forwarded to the Commonwealth well before the March 1, 1980 deadline.

Selectmen signed Treasury Warrants:

| | |
|----------------------------|-----------|
| TW #51 in the amount of \$ | 39,675.66 |
| TW #52 in the amount of | 36,990.99 |
| TW #53 in the amount of | 18,176.73 |
| TW #54 in the amount of | 15,273.85 |
| TW # 9 in the amount of | 1,572.98 |

9:59 p.m. VOTED to adjourn the meeting.

j

MINUTES OF MEETING
BOARD OF SELECTMEN

Tuesday, October 23, 1979

Present: Chairman Paul R. O'Connell, Jr.; Sel. Donna L. McDaniel;
Sel. Louis J. Bartolini and Admin. Asst. John A. Lundblad.

7:30 p.m. Selectmen read correspondence from Robert Spayne, Chairman of the School Committee requesting a meeting to hold an election to replace Phyllis Self. Selectmen agreed that the same procedure would be utilized that was utilized for the replacement of Anne Freeman who resigned earlier in the year. That format is noted in the Procedure Manual: Board of Selectmen. Selectmen established November 2 as the deadline for applications and shall schedule an election on Wednesday, November 7, 1979 at a special meeting of the Board of Selectmen to begin at 7:30 p.m.

Admin. Asst. Lundblad confirmed this hour and date with School Committee Chairman Robert Spayne by telephone.

Selectmen reviewed correspondence from David Taylor, Chairman of the Southborough Housing Authority as concerns the Metropolitan Area Planning Council's proposed area-wide housing opportunity plan. Chairman Taylor had requested the Board of Selectmen to endorse the AHOP as the Southborough Housing Authority had done at a recent meeting. The Selectmen discussed Mr. Taylor's request and informed the Admin. Asst. to establish a meeting for November 6, 1979 with the Southborough Housing Authority and the MAPC representatives.

Chairman O'Connell read a letter from the Southborough Permanent Firefighters Association requesting the commencement of collective bargaining. The Chairman asked if Louis Bartolini would also bargain with the firefighters as he will be bargaining with the Police Union. Sel. Bartolini accepted the responsibility. The Board requests that the Advisory Committee and Personnel Board contact the Selectmen within the next ten days to designate the members of each board to serve on this bargaining team for the Town.

Regarding zoning permits, Chairman O'Connell requested that Building Inspector Phaneuf sit down with the Planning Board and Conservation Commission at their next regularly scheduled meetings to put together the check list for the zoning permit revision process.

Selectmen set January 4, 1980 as the Budget and Warrant Article deadline for all departments under the Selectmen's control and also set January 4, 1980 as the deadline for submission of all warrant articles.

Selectmen set January 4, 1980 as the Budget and Warrant Article deadline for submission of all warrant articles.

Selectmen discussed the complaint received a week earlier regarding Stowe Road and also the action requested by the Board to solve that problem, a drainage problem and the similar problem on Valley Road. The Admin. Asst. reported that the problem on Stowe Road has been satisfactorily solved at the expense of the contractor and that one of the two problems on Valley Road has also been satisfactorily resolved. Town Counsel has not made proper notice to the other property owner on Valley Road and therefore an additional week was extended to this individual to comply.

Mrs. Keller reported as the Selectmen's representative to the Westboro State Hospital Advisory Committee that the work that had been going on in the Secure Facility for youth at Westboro State has not been especially satisfactory. She was concerned with the future of that facility, especially in light of recent escapes and other bad publicity. Mrs. Duggan, the representative of the League of Women concurred with Mrs. Keller's concerns. No action was taken regarding this matter.

CORRESPONDENCE

STATE LEGISLATION

Letter to Senator Daniel Foley, 407 State House, Boston, 02139, re various bills before the General Court in the current session for open burning of leaves in the fall. Although the chances for passage this year have passed, the Selectmen request he give his full consideration to these bills when they appear in the next session of the General Court in 1980.

TOWN DEPARTMENT

Re: Plumbing, hearing, ventilation, electrical) Letter to Anthony P. Caruso, Francis Assoc/SCI, 1033 Massachusetts Ave., Cambridge, MA 02138 acknowledging his proposal dated October 5, 1979 (Job No. 03389). The Selectmen shall be contacting him in the near future regarding the possibility of contracting with Francis Associates/SCI.

Letter to William C. Harpster, Sgt. in Charge, Police Department, Confirming telephone conversation of October 22 regarding the injury suffered to Officer Ronald Gray. It is assumed that a full accident report has been filled out and Officer Gray's medical expenses are being assumed by the Town's insurance carrier.

Board noted October 21, 1979 letter from Robert W. Spayne, Ph.d., Chairman, Southborough School Committee officially informing of the resignation of Mrs. Phyllis Self, from the Southborough School Committee, effective November 1, 1979.

Board noted October 17, 1979 letter from William C. Harpster, Sgt. in Charge, Police Department recommending that Officer Charles A. Keller receive an increase from Step 3 to Step 4 Rate of \$273.06 weekly effective on his anniversary date of November 6, 1979.

Letter to Elaine M. Hinckley, Town Accountant and Town Clerk Paul J. Berry enclosing duly executed copy of the contract between the Town of Southborough and the Town of Ashland as concerns Ambulance Back-up Mutual Aid Agreement, as received October 23, 1979 from Fire Chief Edward F. Brock.

Highway: Speed letter to Town Accountant Elaine Hinckley re four companies who are prohibited from contracting for public works construction:

1. Paone Construction Co., Inc.
2. Joseph J. Bordon d/b/a North East Back Hoe Service
3. Avellino Builders Corporation
4. Cape Construction & Engineering Corp. of Sandwich

Building. Selectmen signed the contract for Assabet Regional Vocational High School students to do work at the old Fire Station, 5 Main Street.

STATE AGENCIES

Letter to David E. Taylor, Chairman, Southborough Housing Authority, re his correspondence regarding the Southborough Housing Authority's support of the area-wide Housing Opportunity Plan (AHOP). The Selectmen would appreciate the opportunity to discuss this proposal with him and representatives of the MAPC on November 6, 1979 at 7:30 p.m.

APPOINTMENTS/RESIGNATION

Board noted October 23, 1979 letter to Paul J. Berry, Town Clerk from Town Moderator Nelson Goldin appointing Kevin W. Cox, 26 Woodbury Road to the Advisory Committee; term to expire May 1980. Mr. Cox is filling the vacancy caused by the resignation of Edward V. Chaput, 94 Oak Hill Road.

LICENSE/PERMITS

Letter to Mary D. Coldwell, Fair Chairman, Pilgrim Church, Common Street, granting Pilgrim Church permission to erect a temporary sign advertising the Annual Fair of the Pilgrim Church. (one sign at intersection of Route 85 and St. Mark's St.; second sign at the corner of Route 85 and Route 30.)

TOWN BOARD

re: 8 Break Neck Hill Road. Letter to Bartolini Brothers Construction Co., Inc., Box 305, Fayville re the Board's September 28, 1979 letter as concerns site plan and application for special permit to the Zoning Board of Appeals. The Selectmen request information as to when these applications will be filed (as stated by John Bartolini and Attorney Chris Christopher).

THUGS

Selectmen signed Change Order #6, Town Hall Renovations - Contractor F. Harvey & Sons, Inc. of Worcester in the amount of \$206.40. ("Install four power outlets with two duplex receptacles in each, as per Harvey proposal in the amount of \$254.00 subsequently reduced by omission of four telephone outlets").

COMPLAINTS/REQUESTS

Responding to complaints made to the Selectmen's office by James Childs, 18 Middle Road, as concerns "dog barking" by the McCaw's pet.

Selectmen signed Treasury Warrants:

| | | |
|--------|---------------------|------------|
| TW #55 | in the amount of \$ | 90,720.00 |
| TW #56 | in the amount of \$ | 351,400.52 |
| TW #57 | in the amount of \$ | 35,495.27 |
| TW #10 | in the amount of \$ | 15,520.90 |

8:45 p.m. VOTED to adjourn the meeting.

John A. Lundblad
Administrative Assistant

SPECIAL MEETING
BOARD OF SELECTMEN

Wednesday, October 24, 1979

6:00 p.m. The Selectmen interviewed the final applicants for
the position of Police Chief.

John Lundblad's minutes are not available at this time.

The following permits were granted to the Commonwealth Gas Co.,
Cordaville Rd. to open the following roads:

1. Marlboro Road (~~House~~ #14, Lot 18) from October 22, 1979 to
November 15, 1979 to install 2" gas main (off pavement).
2. Cordaville Road (#162 Advance Design, Inc.) from October 8
to November 8, 1979 to install new gas service.
3. Cordaville Road (#264) from October 8, 1979 to November 8, 1979
to install new gas service.

SPECIAL MEETING
BOARD OF SELECTMEN

Thursday, October 25, 1979

5:30 p.m. The Selectmen interviewed the remainder of the final applicants for the position of Police Chief.

John Lundblad's minutes are not available at this time.

j

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, October 30, 1979

John Lunblad's minutes are not available at this time.

CORRESPONDENCE

TOWN DEPARTMENT

Letter to Town Counsel Busconi enclosing a copy of a letter dated October 26, 1979 from Officer Richard C. Waller regarding the accident 9/27/79 involving Mr. Brown of 5 Wood St. and the hydrant on Southville Rd. Board noted Officer Richard C. Waller's October 26, 1979 letter as concerns this accident.

Letter to Town Counsel Frederick A. Busconi informing that after reviewing 10/24/79 correspondence from Dennis DiSalvo, the Selectmen have authorized him to enter into discussions with the Counsel for the Town of Northborough regarding the alleged over-assessment of \$11,480 relating to the 1969 high school addition. Board also noted October 24, 1979 letter from Supt. of Schools, Dennis DiSalvo regarding this matter.

Letter to Building Inspector Phaneuf re winter planning activities and his designation as the Conservation Officer (Governor King requested September 13 that all local public officials take specific steps to plan for the effects of possible energy shortages during the winter and name a Winter Planning Coordinator.)

Letter to Ruth C. Johnson, Treasurer-Collector transmitting a check for \$9,000 received from St. Mark's School in lieu of taxes, for Fiscal Year 78-79.

Letter to John W. Boland, Highway Supt. requesting that he allocate one or two men for a day or two to try and get the skating rinks in some workable, usable condition so that when frost is in the ground, they will be acceptable for skating purposes.

PURCHASING/CONTRACTS

VOTED; Upon recommendation of Highway Supt. John Boland on 10/30/79, the Board voted to award to Worcester Mack Sales & Service, Inc. of Worcester, the contract for a new Mack Model R487P at their 10/22/79 bid price of \$25,928.00. Letter to Truck's Truck Sales, Inc. of Hudson, the other bidder, re the above vote of the Board.

Board unanimously VOTED, upon recommendation of Highway Supt. John Boland, to award contracts for snow removal services to:

Southboro Trucking, 38 Bigelow Rd., Southborough per its
October 17, 1979 bid of \$22/hr.

and

Fleetwood Landscape Company, 4 Lovers Lane, Southborough per its
October 17, 1979 bid of \$18.50/hr.

Letter to Charles Krizik, President, Krizik & Corrigan, Inc., 60 Shrewsbury St., Worcester 01604 awarding the contract for various office furnishings for Town Hall to Krizik & Corrigan, Inc.

Letter to Hugh M. Dalzell, Trustee, H.M.D. Realty Trust, 78 Turnpike Rd. informing that the snow removal bid from H.M.D. Realty Trust was received late and therefore disqualified. The Selectmen have encouraged Highway Supt. Boland to rebid this project and wish to encourage him to resubmit his bid in the event that he is still interested in this activity. (The Board awarded contracts for private snow removal to Fleetwood Landscape Co. and Southborough Trucking as per their bids opened on October 23, 1979 at the Highway Dept. Office .)

Letter to Highway Supt. John Boland informing him of the contract awards and the Selectmen's decision that the bid request be readvertised and that H.M.D. should be encouraged to submit a new bid if still interested in doing business with the Town.

Board noted 10/30 letter from Highway Supt. John Boland recommending purchase of road salt to International Salt Co., Clarks Summit, PA and to Eastern Minerals, 130 Plains St., Lowell, MA, reserving the second bidder as a backup only. The Board VOTED (unanimously) to award the contracts, (regional bids) to International Sale Co., in the amount of \$26.90/ton for Mined Salt delivered and Eastern Minerals, Inc. in the amount of \$26.95/ton for Solar Salt delivered.

Letter to Elaine M. Hinckley, Town Accountant informing that the Board has accepted Highway Supt. Boland's recommendation that the road salt contracts be awarded to both of the above two bidders. Three reasons were listed.

Letter to John W. Boland, Highway Supt. authorizing him to contract with a junk dealer to have the two police cruisers and the Fire Department pickup truck removed and to secure the best arrangement possible for the Town of Southborough to recoup as much money as possible through the sale of these vehicles for junk.

Letter to Kathleen Coleman, Area Representative, Graphic Microfilm, 80 Hawes Way, Stoughton, MA 02072 informing that the Board has VOTED to accept her proposal for a microfilm system for the Town. (The microfilm camera has been awarded at this time at bid price of \$5,373.00 delivered. All other items clearly bid and noted in the specs will be purchased on an as-needed system over the next seven to nine months.)

Letter to John J. McGlynn, Supervisor of Public Records, One Ashburton Place, Boston, MA 02108, notifying that the Board VOTED unanimously to award contracts to Krizik & Corrigan, Inc. of Worcester, MA (two Class A. Safes, five fireproof files) and to Graphic Microfilm of Stoughton, MA (for microfilm system, to bring the Town in full compliance with the Commonwealth of Massachusetts Public Documents Laws.

Certified Letter to Larry Allen, 77 Deerfoot Rd. accepting his bid for \$505.00 bid for the 24' x 14' wood frame storage building located inside of the former landfill on Parkerville Rd.

Letter to Paul e Brefka, Chairman, THUG, informing that all items have been awarded in the office furniture category (to Krizik & Corrigan) with the exception of one item; that item being more bookshelf space for Town Clerk Berry instead of a three-drawer lateral file 42" wide. In the microfilm category the camera was awarded, but the entire package from Graphic Microfilm was accepted to hold the prices for 270 days.

SOUTHBOROUGH HOUSING AUTHORITY

Board noted October 25, 1979 letter from Ellen Boland, Executive Director, Southborough Housing Authority informing that the Authority is in the process of entering Chapter 705 funding for Low Income Housing. The Authority is interested in the Henderson House on East Main St. and, at the request of the Dept. of Community Affairs, the Authority would like the Building Inspector to check the structure for termites and lead poisoning.

Speed Letter to Southborough Housing Authority, Chairman David E. Taylor, Sr. attaching Notification of Fund Availability for Section 8 for Fiscal Year 1980 for whatever action the Authority deems appropriate.

LICENSE/PERMITS

Letter to Mithcell J. Sthika, Jr., Muley's Food & Spirits, 1 Southville Rd. re his request of October 29, 1979 requesting a 2 a.m. closing on Thursday and Friday evenings. The Board, after considering this request, chose not to grant it as previous experience with this closing time proved to be not satisfactory for the Town of Southborough.

STATE

Board noted October 26, 1979 receipt of Proposal for the MDC Supply Project for the Sudbury Reservoir System. Letters were sent to Planning Board Chairman, Patricia M. Capone; Board of Health Chairman, Philip G. Mauch; and Conservation Commission Chairman, George F. Killam enclosing a copy of this Proposal.

Letter to Richard J. Michel, 70 Marlborough Rd., re his September 9th letter regarding excessive speeds by vehicular traffic in the School St. - Marlborough Rd. area. He was informed that investigation of the State Traffic Warrants for various residential streets in Town indicates that it was requested that Route 85, Marlborough Rd. be analyzed and tested. The State never examined this location and set new speed rates. The Board shall request this work of the State Department of Public Works. When the geometric and traffic studies are carried out and recommendations given the Board for action, a copy shall be forwarded to Mr. Michel.

SITE PLAN

Letter to Richard B. Crowley, Chief Engineer, Hendries Refrigerated Storage, Inc., 1 Harvest Lane informing that the Board VOTED unanimously to approve his site plan as submitted for the conversion of a single family residence at 11 Willow Street to an office use in an industrial district; with two conditions attached.

Letter to Philip G. Mauch, Chairman, Board of Health, re his letter of September 27, 1979 stating that the proposed installation of a small office within the existing warehouse building of Plywood Ranch on Turnpike Rd., Fayville, is in violation of the code. It is assumed that the revised site plan for Plywood Ranch's small office within the existing warehouse (as per Stephen E. White's 10/3 letter) is satisfactory to the Board of Health. Written correspondence updating information regarding its status would be appreciated.

STATE REVENUE

Hand-delivered Letter to Marnok, Inc. d/b/a HONG CHOW, Jake Lung Soo Hoo, Manager, 77 Turnpike Rd., re the Board's October 3 letter requesting a response in writing regarding correspondence received from the Dept. of Revenue, Commonwealth of Massachusetts, concerning delinquency in tax obligation. Since Mr. Soo Hoo did not respond, the Selectmen shall hold a meeting on November 6, 1979 at 8:00 p.m. to consider the request by the Commonwealth of Massachusetts to hold a hearing which may result in the revocation of his all-alcoholic beverages license.

APPOINTMENTS/RESIGNATIONS

Letter to Building Inspector Edgar A. Phanuef, Jr. informing that the Selectmen are considering appointing him to be the individual to coordinate all winter planning activities for the Town as concerns energy problems detailed in the attached September 13 correspondence from Governor King.

TOWN BOARD

Letter to Town Counsel Frederick A. Busconi attaching copies of the Water Department and Highway Department releases for Borough Corporation for work done on Marlborough Rd., the installation of a water main and storm drains.

DAVCO. Letter to Rosann D. Durrah, Lane Use Administrator, Div. of Conservation Services, Executive Office of Environmental Affairs, 100 Cambridge St., Boston, MA 02202 enclosing copy of information requested October 26 by Ms. Durrah, the Lease Agreement between the Town of Southborough and Ray B. Davis of Southborough.

Board noted October 24, 1979 letter to Water Commissioners from Town Accountant Elaine M. Hinckley, re the proposal Fiscal 1980 Financial Report for their department.

Selectmen signed the following Treasury Warrants:

| | | |
|--------|---------------------|------------|
| TW #58 | in the amount of \$ | 142,129.34 |
| TW #59 | in the amount of \$ | 16,495.56 |
| TW #60 | in the amount of \$ | 27,078.40 |

9:34 VOTED to adjourn.

j

SPECIAL SELECTMEN'S MEETING

Tuesday, October 30, 1979

A Special Meeting was post. This meeting was to be held in Conference Room "A" in the Town House at 5:30 p.m.

There is no information available at this time.

MINUTES OF MEETING (SPECIAL)
BOARD OF SELECTMEN

Saturday, November 3, 1979

Conference Room A, Town House

This meeting was a Preliminary Budget Meeting with the following:

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|------------|---|
| 9:00 a.m. | Elaine M. Hinckley, Town Accountant |
| 9:30 a.m. | Ruth Johnson, Treasurer/Collector |
| 10:30 a.m. | Irene Burkis, Veterans Agent |
| 10:45 a.m. | Edward Brock, Fire Chief/Civil Defense Director |
| 11:45 a.m. | John Boland, Highway Superintendent |
| 1:00 p.m. | Charles Hamel, Dog Officer |

ajm

There are no minutes available.

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

November 5, 1979

5 p.m. in Conference Room A, Town House.

Present: Chairman Paul R. O'Connell, Jr.; Selectman Donna L. McDaniel; Selectman Louis J. Bartolini; Administrative Assistant John A. Lundblad and Dr. George E. Gercken of Nordli-Wilson Associates of New Haven, Connecticut.

Dr. Gercken gave a two hour presentation of the findings of the psychological interview and testing of the finalists for the Police Chief position. Those persons interviewed and tested by Dr. Gercken were:

1. Robert Goyette of Yarmouth, Maine
2. Paul Erickson of Marlborough, Massachusetts

The meeting with Dr. Gercken lasted until 7:30 p.m.; Dr. Gercken left, at which time the Selectmen met with the Administrative Assistant to review the new list of questions for the Police Chief, second round interviews as well as the new rating form. In addition, the Selectmen reviewed the memo from the Administrative Assistant regarding pay levels for the two finalists.

7:50 p.m. The Selectmen met with Paul Erickson of Marlborough, Massachusetts, finalist for the Police Chief position. Mr. Erickson left at 10:15 p.m. The Selectmen discussed the meeting with Mr. Erickson. No decisions were reached, no votes taken.

10:30 p.m. VOTED to adjourn the meeting.

jal/mfm

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

November 6, 1979

5:00 p.m. Conference Room A, Town House.

Present: Chairman Paul R. O'Connell, Jr.; Selectman Donna L. McDaniel; Selectman Louis J. Bartolini; Administrative Assistant John A. Lundblad and Robert Goyette of Yarmouth, Maine - Police Chief Applicant.

The Selectmen met with Robert Goyette of Yarmouth, Maine; interviewed Mr. Goyette for the position of Police Chief. Selectmen met with Mr. Goyette until 7:20 p.m., at which time they took a brief recess to discuss Mr. Goyette's candidacy and the candidacy of Mr. Erickson, the other finalist interviewed on November 5, 1979. No votes taken.

7:30 p.m. VOTED to adjourn the meeting.


.....
John A. Lundblad, Administrative Assistant

jal/dp

MINUTES OF MEETING
BOARD OF SELECTMEN

November 6, 1979

Present: Chairman Paul R. O'Connell, Jr.; Selectman Donna L. McDaniel; Selectman Louis J. Bartolini, Administrative Assistant John A. Lundblad.

7:30 p.m. The Selectmen met with Robert Goyette of Yarmouth, Maine in Conference Room A and offered Mr. Goyette the Police Chief's position; made on a Motion by Selectman McDaniel, seconded by Selectman Bartolini and APPROVED by unanimous roll call VOTE of the Board of Selectmen. The Selectmen then adjourned to the upstairs Hearing Room for the remainder of their regular meeting. Mr. Goyette left the building at this time.

7:35 p.m. The Selectmen met with David Taylor, Barbara Murphy, Henry to Welch and Ellen Boland of the Housing Authority; Mrs. 8:25 p.m. Boland being the Executive Director, and Micky Chateau of the Metropolitan Area Planning Council. The issue discussed was the Area Wide Housing Opportunity Plan (AHOP). Mr. Taylor gave a brief presentation of the Housing Authority's position regarding their request that the Selectmen endorse the AHOP as presented by the MAPC with the possible reservation of revising some of the numbers regarding housing needs. Mr. Chateau gave a brief presentation regarding the method used to derive the figures indicating that the needs of Southborough were in effect tested through a computer program with 1970 data and the 180+ units found needed at that time have in fact been partially filled by the construction of Colonial Gardens, but additional work remains to be done. Mr. Chateau indicated that the Southborough Housing Authority in the Town would be in a better position to acquire Federal funding for housing, rehabilitation, or neighborhood development if the AHOP were adopted by the Selectmen. Chairman O'Connell asked if the adoption of the AHOP would automatically get the Housing Authority new funding for new housing. Mr. Chateau indicated that the Housing Authority and the Town are non-profit and could apply for bonus funds under Section 8 - rental housing for either existing units or units requiring moderate rehabilitation. Two thirds of the bonus funds would go to this use and AHOP towns would be given highest priority. Chairman O'Connell asked how the Housing Authority could do outreach to identify the needs and to bring needy people into units such as this. Mr. Chateau indicated that there were two subsidized units in Southborough already under Section 8 administered by the Rural Housing Improvement Agency out of Winchendon, Massachusetts, a non-profit agency funded through the Department of Community Affairs of the Commonwealth. In that case, the two families were already residing in Southborough and found the need for additional assistance and were referred to Rural Housing, perhaps through Welfare, Social Security or some other human service agency. Mr. Chateau indicated that this the way the system normally works, that once referred the

people are processed through the Section 8 staff and given a certificate which qualifies them for reimbursement by Federal agencies, reimbursing funds to their (inaudible) . David Taylor stated that in his opinion there are two reasons for the adoption of the AHOP: 1) the Housing Authority has twice tried to secure funding for other elderly developments and have been turned down until other general family developments have been initiated, 2) the attempts by the Housing Authority to acquire some general family housing under Chapter 705; purchase of two or three family home for rehabilitation has been turned down or not processed in a timely enough fashion for the housing market in Southborough. Both of these problems could be addressed if a AHOP were approved; quicker 705 funding and reservation of elderly housing funding. Mr. Taylor stated that he hoped the Selectmen would endorse the program, perhaps with a reservation that we rework the numbers if additional data is obtained in the future. Selectman McDaniel noted that 20% of the respondents in the SCPC Survey claimed incomes below \$20,000 a year. Mr. Taylor stated that these figures should be cautiously interpreted since a large number of those people may be elderly. Selectman McDaniel asked Mr. Chateau if the incorporation of the Accessory Apartment By-Law this past Town Meeting would be helpful in meeting the housing needs of the Town. Mr. Chateau stated that the accessory apartment concept was an excellent technique to expand housing stock; it offers a quick pay-back for the homeowner. In five to seven years the homeowners can re-coop their entire investment and it also provides needed small units for Section 8 or 707 State funded programs. Selectman McDaniel asked if the numbers agreed to by the Town and MAPC would be binding if no Federal or State money was available; would the town have to pick up the cost of these units.

Mr. Chateau stated that: 1) there are no sanctions in the AHOP if anyone failed to comply with it, 2) that they were seeking good faith effort and that if State and Federal funds were denied, this would, of course, be a good faith effort, but the Town would have to try ... (inaudible at this time)... so long as the applications have been made in a timely fashion and no other restrictions exist in the Town, that that good faith effort would be acknowledged and no negative action would be forthcoming. Further, he noted that the bonus funds available hopefully will be spread around to as many towns as possible. The MAPC would like to make a major impact with these funds, and hope that a vast majority of the towns accepting the plan will receive help. Selectman McDaniel asked what will happen after three years; Mr. Chateau said that he did not know, that the change in administration, change in the presidency, change in funding priorities might make this funding program obsolete in three years, that the three year commitment with funding was all the MAPC was concerned with at this point. David Taylor stated that acceptance of the AHOP would also strengthen the Town's position regarding the anti-snob zoning law, Chapter 774. Mr. Taylor then asked Mr. Chateau if the plan could be adopted without accepting the specific numbers and percentages. He stated that that was possible, that the Town should accept the plan and reserve the right to amend the plan as better data becomes available. Gail Sullivan of the Middlesex News questioned Mr. Chateau on the

methodology used to establish the numbers on a town by town basis. Mr. Taylor asked if there were any programs for the elderly to maintain their own homes. Mr. Chateau noted that maintenance or rehabilitation programs could be funded out of a block grant from HUD if a rehabilitation program were established or through bonus funds for rehabilitation programs. The on-going costs of taxes and heating, other utilities are generally not considered for Federal support other than the special program for fuel stamps or perhaps some State programs on real estate abatements. Chairman O'Connell stated that he felt that once the Administrative Assistant had redrafted a letter as reviewed by the Board, it would be adopted at the next regularly scheduled meeting of the Selectmen on November 13, 1979.

8:30 p.m. The Selectmen met with Jake Lung Soo Hoo and Michael to Mulvihill. Mr. Soo Hoo is licensee of Monarch, Inc.

8:45 p.m. d/b/a Hong Chow Restaurant. Mr. Mulvihill is representative of the State Tax Office in Worcester. Mr. Jake Lung Soo Hoo stated that he would clear up the abandoned vehicles on his property, the litter and try to better control the late night crowds that were causing problems with abutters. He also indicated that he would meet with Mr. Mulvihill and try to work out the tax problems which his establishment has been beset by in the last few years. Mr. Mulvihill stated that the Hong Chow's Meal Tax Certificate is soon to be revoked if settlement is not made because of a long-term delinquency and he would request the same of the liquor license. Selectmen took those requests under advisement and asked that Mr. Mulvihill and Mr. Jake Lung Soo Hoo try to work out a mutually acceptable arrangement to avert that drastic action.

Selectmen awarded the contract to George Labarre Plumbing and Heating for the conversion of the Fayville Village Hall from oil to natural gas; a bid price of \$1,125.00. Motion was made by Selectman Bartolini, seconded by Selectman McDaniel and APPROVED by unanimous voice VOTE of the Board of Selectmen.

The Board of Selectmen amended the Traffic Rules and Regulations, re right turn on red.

VOTED: That the Traffic Rules and Orders of the Town of Southborough adopted on July 14, 1970 be and are hereby amended as follows:

"By striking out sub-section (e) of Section 7-9, Article VII which refers to Obedience to Traffic Control Signals and inserting in its place the following:

- (e) (1) Red-Traffic facing a steady CIRCULAR RED signal alone shall stop at a clearly marked stop line, or if none before entering the crosswalk on the near side of the intersection or if none then before entering the intersection and shall remain standing until an indication to proceed is shown except as allowed by Chapter 89, Section 8 of the General Laws.

Traffic Rules and Regulations, re right turn on red:

- (2) No driver of a vehicle facing a CIRCULAR RED signal indication shall make a right turn where official traffic signs are installed and maintained prohibiting such turn at the following intersections:

Routes 30 and 85 (All approaches)

Northbound Route 85 at its intersection with Southville Road

Westbound Southville Road at its intersection with Route 85"

Board of Selectmen approved applications for 20 MPH school zone funding as per John W. Boland, Highway Superintendent's recommendation.

LICENSES/PERMITS

GRANTED: To F. D. Newton Handtub Association, c/o David K. Falconi, Secretary-Treasurer, P. O. Box 359, Southborough, a Special License for the sale of wines and malt beverages only, for a Spaghetti Supper at Fayville Village Hall, Central Street, Saturday, December 8, 1979 from 5:00 p.m. to 9:00 p.m.

Letter to Paul J. Berry, Town Clerk informing him that the Board shall hold a meeting November 20, 1979 at 7:30 p.m. to consider the revision of the fees for plumbing and gas permits as recommended by the Plumbing and Gas Inspector. (Effective December 1, 1979 if adopted by the Board of Selectmen)

TOWN DEPARTMENTS

Board noted November 2, 1979 letter from Department of Public Health, Ambulance Regulation Program, Boston 02166 informing that the DPH is in receipt of the final proposed Plan of Correction signed by Chief Edward F. Brock, Fire Department and find this Plan acceptable. Licensure of the ambulance service will be recommended by the Public Health Council on November 13, 1979.

Board noted November 6, 1979 letter from Highway Supt. John W. Boland advising that his office, in conjunction with the District Traffic Engineer of the Massachusetts Department of Public Works, has reviewed the two signalized intersections under the control of the Town as they relate to the prohibition of "Right Turn on Red" and have agreed that right-turn-on-red be prohibited at all approaches to the signal at Routes 85 and 30 and at the Northbound and Westbound approaches to the signal at Route 85 and Southville Road.

TOWN DEPARTMENTS (cont.)

Letter to Building Inspector Edgar A. Phaneuf, Jr., asking for his continued surveillance of 2 Woodland Road (for another two weeks) in order to determine whether a possible violation of both the Board of Health's ruling and the Selectmen's site plan ruling might exist.

STATE AGENCY

Board noted October 30, 1979 letter to Capasso Farm, 4 Cross Street, from Richard F. Slein, Enforcement Branch, Air Quality Control Section, 209 New Boston Street, Woburn, MA 01801, re Capasso Farm's October 25th request for permission to conduct open burning of slash and brush on some three acres located at 4 Cross Street. The request was granted with four provisions.

TOWN BOARD

Letter to Janice Fletcher, Chairman, Personnel Board, advising that Richard C. Rock, as per Highway Supt. John Boland's October 30, 1979 recommendation, be granted a one step increase to Step 2 of pay grade H-9.

APPOINTMENTS/RESIGNATIONS

Letter to Town Clerk Paul J. Berry informing him that the Board unanimously VOTED Robert A. Goyette, 409 Bayview Street, Yarmouth, Maine as Chief of Southborough Police Department for a term of three years (to expire May 1982) and as Constable and Jail Keeper for a term of one year (to expire May 1980). Term of office to commence on December 1, 1979.

DEPARTMENT OF PUBLIC WORKS

Re: Right-Turn-on-Red Law - Board noted November 1, 1979 letter from Henry C. Holmes, P.E., Department of Public Works, District #3 Office, 403 Belmont Street, Worcester 01604, re a review of the Town's Traffic Control Signals which found that the following approaches should be signed for "No Turn on Red":

Cordaville Road Northbound at Southville Road; Southville Road Westbound at Cordaville Road; Route 30 and 85 - all approaches.

These signs should be installed at the earliest convenience as the effective date of the Right-Turn-on-Red Law is January 1, 1980.

CONTRACTS/BIDS

Memorandum to Building Inspector Phaneuf requesting that he contact two other air-conditioning repair and service companies besides Comfort Air of Framingham in order to get the contract issue into motion (for the Town House).

Letter to George Labarre Plumbing and Heating Company informing that the Board unanimously voted to award his company the contract for the conversion of the fuel source for the existing two-burnered forced hot water furnace from oil to gas in the Fayville Village Hall, 42 Central Street, for his bid price of \$1,125.00 dated November 2, 1979.

FEDERAL INSURANCE PROGRAM

Letter to: Highway Supt. John W. Boland; Planning Board Chairman Patricia Capone; Conservation Commission Chairman George Killam; Building Inspector Edgar A. Phaneuf, Jr., informing that the Federal Insurance Administration has asked for a meeting on November 21 at 10 a.m. in the Town House to discuss the findings of its consultant regarding the changes in the flood hazard boundaries in Southborough.

SAINT MARK'S SCHOOL

Board noted October 29, 1979 letter from Headmaster Mark Barlow, Jr., St. Mark's School enclosing a check for \$ 9,000 as the 1978 - 79 contribution in lieu of taxes to the Town of Southborough.

COLLECTIVE BARGAINING

Letter to Danny R. Chernewski, Secretary, Southboro Police Association stating that the Selectmen share the Association's concern that negotiations begin in the near future so that they can be concluded prior to final budget submission. As per November 8 conversation he had with Selectman Bartolini, it was agreed that negotiations would commence immediately after the arrival of the new Chief of the Department, Robert A. Goyette.

Selectmen signed Treasury Warrants as follows:

| | |
|----------------------------|---------------------------------|
| TW #61 in the amount of \$ | 94,738.40 |
| TW #62 in the amount of \$ | 248,997.49 |
| TW #63 in the amount of \$ | 35,572.96 |
| TW #11 in the amount of \$ | 31.50 (FEDERAL REVENUE SHARING) |

9:15 p.m. VOTED to adjourn the meeting.


John A. Lundblad, Administrative Assistant

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, November 13, 1979

Present: Chairman Paul R. O'Connell, Jr.; Sel. Donna L. McDaniel; Sel. Louis J. Bartolini; Admin. Asst. John A. Lundblad. Also present: Ray B. Davis and David Scott of Central Mass. Mosquito Control Project; three members of the Board of Health, Ch. Philip Mauch, John Bartolini and Timothy Stone.

7:30 p.m. Mr. Scott, the Director of Central Mass. Mosquito Control, gave a brief presentation regarding the scope of the mosquito control problem and the various approaches taken by the Central Mass. project. Included in this presentation was a slide show. On the question and answer period Mr. Scott indicated that Central Mass. project was still growing and in the reorganization stage. He is hopeful that the project would have four full-time crews working on source reduction (cleaning streams) throughout the year for the foreseeable future. He believes that additional equipment would have to be purchased in order to have four working crews instead of the three they currently have. He stated that the reason for the increase in cost was not so much the increase in the budget which they have tried to maintain at a 4% level, but rather increase in the Town's Assessment formula. Mr. Scott and Mr. Davis (Commissioner of the project) indicated that the project would try to get greater visibility in Southborough and develop greater support through more stream cleaning and other similar projects that would have a more direct benefit to the Town's residents.

When questioned about the light ... program, Mr. Scott indicated that he would be furnishing a report to the Town with the Annual Report that would provide the Board of Health and Selectmen with an explanation of the growth and development of the mosquito population in Southborough. He noted that this could be compared with populations of previous years, from previous Annual Town Reports, but that such comparisons were difficult to draw serious conclusions from because the changes in weather, changes in humidity, changes in temperature all affect the growth of mosquitos and the effectiveness of mosquito spraying.

The Selectmen discussed the Downtown Development Proposal to be made by the IDC in conjunction with the Department of Community Affairs, the sewer study currently being examined by the IDC and the drainage study currently being examined by the Drainage Committee

CORRESPONDENCE

TOWN DEPARTMENT

Board of Selectmen noted November 8th letter from Fire Chief Edward Brock enclosing a copy of Ambulance Back-up Mutual Aid Agreement, duly signed, between Town of Framingham and Southborough.

Board noted November 6, 1979 letter from Highway Supt. John W. Boland enclosing completed applications for School Zones (Neary, Finn, Woodward, St. Mark's, and Fay Schools) and reimbursement for same under Chapter 616 acts of 1967. (Board noted and duly signed the applications for school zones for the above-mentioned schools).

VOTED: That the Traffic Rules and Orders of the Town of Southborough adopted on July 14, 1970 be and are hereby amended as follows: (re Right-Turn-on-Red). Highway

Board noted 10/4/79 letter from Town Accountant Elaine Hinckley stating that the rate schedule to cover both the cost of system operation and maintenance as well as capital costs for water system operation and maintenance as well as capital costs for water system improvements would remain the same for Fiscal 1981 as for Fiscal 1980 except the hydrant charge may have changed because of additional hydrants.

LICENSE/PERMITS

Common Carriers License. GRANTED: A license under Chapter 159A Section 1, of the General Laws, to Thompson Oil Co., Inc. of 8 Grove Street, Upton, MA, for the transportation of persons directly or indirectly associated with Waters Associates, Inc., Maple Street, Milford, Massachusetts. ROUTE: Mass. Route #9 between the Westborough Town line and the Framingham Town line. (Thompson Oil Co., Inc. applied for a License November 1, 1979.)

TOWN BOARD

Board noted November 7, 1979 letter to Thomas W. Callahan, Atty., 247R Maple St., P.O. Box 739, Marlborough, MA 01752 from Philip G. Maucy, Chairman, Board of Health, re Mr. Callahan's application for installation of a subsurface sewage disposal system at land on Rte. 30, 155 Boston Road, on behalf of Westmarl Corporation. The Board of Health informed that the application failed to meet the minimum standards of the Site Plan By-Law in a number of categories.

Board noted November 9, 1979 letter to Jake Lung Soo Hoo, Hong Chow Restaurant, 77 Turnpike Road from Chairman Philip G. Mauch, Board of Health, re complaints received from neighbors as concerns an existing sewage disposal problem. The Board of Health requested what steps he will take to correct the existing problem.

Letter to Janice Fletcher, Chairman of Personnel Board, confirming telephone conversation earlier in the week with Selectman Chairman Paul R. O'Connell, Jr., re the appointment of Robert A. Goyette of Yarmouth, Maine to the Chief of Police Position and setting of his salary classification as Step 4 of Pay Grade PS 10.

Letter to Treasurer's Office stating as of July 1, 1979 Dorothy Phaneuf became a full-time employee of the Board of Selectmen, working 20 hours per week.

SITE PLAN

Letter to Thomas W. Callahan, Attorney At Law, 247R Maple St., P.O. Box 739, Marlborough, MA 01752 re Site Plan for Westmarl Corporation for the construction of a retail and banking facility at 155 Boston Rd. In order for the Board to hold a Site Plan Hearing on this request, all abutters must be notified of the Hearing date and a plan must be submitted in conformity with the Site Plan By-Law of the Town of Southborough.

ZBA

Certified letter to Leo F. Bartolini, Bartolini Brothers Const. Co., Inc., Box 305, Fayville, informing that the plans delivered November 13, 1979 for 8 Break Neck Hill Road have been reviewed and nine deficiencies were noted.

STATE AGENCIES

Area Housing Opportunity Plan (AHOP) Letter to Joseph L. Flatley, Office of Police Development, Executive Office of Communities and Development, 100 Cambridge St., Room 1404, Boston 02202, informing that the Selectmen voted unanimously to adopt the recommendation of the AHOP as well as to actively participate in the implementation of all percentage quotas detailed in the supplement from the MAPC.

Letter to David Scott, Administrative Assistant, Central Mass. Mosquito Control Project, 54 Hudson St., Northboro, MA 01532, proposing a meeting to discuss potential projects that might be both beneficial to the Town re reducing mosquito breeding areas and reducing local flooding.

Letter to John Blydenburgh, Chairman, Government Dept., Clark University, 950 Main St., Worcester, MA 01610 enclosing list of the membership of the Massachusetts Municipal Management Assoc. which includes information about the pay scale and the number of people who hold municipal management jobs in other municipalities.

Letter to Alan McClennan, President, MAPC, 44 School St., Boston, MA 02108 noting that the Board has received and reviewed the provisions of the Area-wide Housing Opportunities Plan (AHOP) by the Metropolitan Area Planning Council (MAPC) pursuant to regulations of the U.S. Dept. of Housing and Urban Development. The Board voted unanimously to convey to the MAPC the Town's acceptance of the AHOP's percentage goals and proposed implementation activities.

Letter to Eileen Schell, Secretary, Executive Office of Consumer Affairs, One Ashburton Place, Boston, MA 02108, re the Admin. Asst's recent letter to Governor King regarding regulation adopted by the Board of State Examiners of Electricians. (As of December 1, 1979 the Board has legal authority to issue regulation prohibiting a licensed electrician, who is a local inspector of wires, from doing electrical work in the town in which he serves as inspector). The Town of Southborough does not have the funding for a full-time inspector and unless an extension of this program is undertaken, the Town will find it impossible to continue to provide the services of a Wiring Inspector effective December 1, 1979.

SUBDIVISION

Memo to the Board from Admin. Asst. commenting on a letter dated 10/15/79 received from David I. Keniry, Attorney, regarding a new proposal for the Pine Hill Subdivision.

TOWN DEPARTMENT

Police. Board voted unanimously the following Winter Parking Ban:

There will not be any parking on any public way in the Town of Southborough from 12 midnight until 6:00 a.m., and furthermore, there will not be any parking on any public way during any snow storm in the Town of Southborough. Vehicles parked will be towed at the owner's expense (according to the Town's By-Laws).

This ban will go into effect from November 13, 1979 through April 30, 1980.

Selectmen signed Treasury Warrants as follows:

| | |
|----------------------------|------------|
| TW #64 in the amount of \$ | 18,469.22 |
| TW #65 in the amount of \$ | 111,234.79 |
| TW #66 in the amount of \$ | 32,837.30 |
| TW #67 in the amount of \$ | 10,777.04 |

John A. Lundblad, Administrative Assistant

MINUTES OF SPECIAL MEETING
BOARD OF SELECTMEN

Wednesday, November 14, 1979

9:00 p.m. Meeting held at Margaret A. Neary School, Parkerville Road, Southborough. The Board of Selectmen met in joint session with the Southborough School Committee to elect a member to fill the vacancy created by the resignation of Phyllis S. Self. Said appointment shall run from the date of this election to May 12, 1980, Town Election Day.

Present: Board of Selectmen

Paul R. O'Connell, Jr., Chairman
Donna L. McDaniel
Louis J. Bartolini

School Committee Members


Robert W. Spayne, Chairman
Joseph B. Gill
John G. Martin
Norman M. Clement

Questions were asked of both candidates: James F. Dalen, 15 High Street, and Judith O. Badavas, 19 Rock Point Road. After hearing from both candidates, a roll call vote was held:

| | | |
|-------------------|---------------------|-----------------------|
| School Committee: | Robert W. Spayne) | |
| | Joseph B. Gill) | |
| | John G. Martin) | |
| | Norman M. Clement) | Vote - Judith Badavas |

| | |
|-----------|---|
| Selectman | Louis J. Bartolini - Vote - Judith Badavas |
| Selectman | Donna L. McDaniel moved that the election be unanimous. |

10:00 p.m. Meeting adjourned.


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Paul R. O'Connell, Jr., Chairman
Board of Selectmen

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, November 20, 1979

John Lundblad minutes are not available at this time.

CORRESPONDENCE

TOWN BOARDS/DEPARTMENTS

Zoning Board of Appeals Board noted ZBA decision granting Variance to Arthur P. and Maryann T. Lamy to construct an in-ground swimming pool at 48 Richards Road less than 10 feet from sideline of abutter.

Board granted permission to Harry Leland, 16 Mitchell Street, to park his milk truck at the turnaround at the end of Mitchell Street.

CC: Police Department and Highway Department.

Memo to Highway Superintendent John W. Boland and Town Accountant Elaine M. Hinckley, asking for information to demonstrate that more local money is spent on roadways due to less State reimbursement and increased cost of material and labor.

Board noted 11/16/79 letter from Board of Health to David L. & Ruth B. Flynn, 188 Parkerville Road, re: their application for an accessory apartment.

SUBDIVISION

Hilltop Subdivision: November 16 letter to Vahan Sarkisian, Borough Corporation enclosing another copy of November 8 letter sent to him by Town Counsel Frederick A. Busconi stating that his bond will be returned to him upon receipt of his check payable to Mrs. Halperson (of Winchester Street) for damages to her car caused by poor road condition of Marlborough Road caused by Borough Corporation.

APPOINTMENTS/RESIGNATIONS

Board VOTED: Kevin W. Cox (as Advisory Committee member), 26 Woodbury Rd. Special Municipal Employee.

Licenses/Permits

Board granted and signed Petition for three joint or identical pole locations to New England Telephone and Mass. Electric Co. at Johnson Road begining at a point which is approximately 530 feet northerly of Main Street and continuing northerly.

STATE AGENCIES

Area Housing Opportunity Plan

November 20 letter from Joseph L. Flatley, Administrator, Office of Policy Development, State Executive Office of Communities and Development, Office of Secretary to Conservation Commissioner Mulvaney enclosing two original copies of "Agreement", re application for Self-Help funds. Selectmen duly signed this document. Letter to Joseph Flatley enclosing two duly signed copies of Agreement concerning housing growth and self-help funding.

State Aid Highway Contract Board noted receipt of duly signed State Aid Highway Contract #29740 covering work to be done under Chapter 90.

SITE PLANS

155 Boston Road - Letter to Town Clerk Paul J. Berry (to be posted) notifying of a site plan hearing 12/11/79 at 7:30 p.m. on application of Westmarl Corporation to construct at 155 Boston Road a two-story office and retail structure. Letter to Thomas W. Callahan, Attorney for Westmarl Corporation re compliance with Conservation Commission Hatch Act Orders, need to update curb cut permits from State DPW, and permits to connect to existing storm water drains.

Selectmen signed Treasury Warrants as follows:

| | |
|---------|-------------------------------|
| TW # 68 | in the amount of \$ 29,590.00 |
| TW # 69 | in the amount of \$ 41,826.72 |
| TW # 70 | in the amount of \$ 74,069.83 |
| TW # 71 | in the amount of \$ 18,565.99 |
| TW # 72 | in the amount of \$ 5,408.11 |
| TW # 73 | in the amount of \$413,467.17 |
| TW # 74 | in the amount of \$ 60,794.13 |

John A. Lundblad, Administrative Assistant

mfm

MINUTES OF MEETING
BOARD OF SELECTMEN
November 27, 1979

Present: Chairman Paul R. O'Connell, Jr; Sel. Donna L. McDaniel;
Sel. Louis J. Bartolini and Admin. Asst. John A.
Lundblad. Members of the press also present.

7:30 p.m. The Selectmen VOTED to accept Chapter 166, Section 32A
as amended, which was Chapter 529 of the Acts of 1969,
moved by Sel. McDaniel, seconded by Sel Bartolini,
APPROVED by unanimous voice VOTE of the Board of Selectmen.

Selectmen VOTED to appoint Richard Trudel as Assistant Wiring
Inspector as noted in Chapter 529 of the Acts of 1969.

Sel. McDaniel moved that all All Alcoholic Beverage Licenses be
awarded at 2 a.m. closing for New Year's Eve to New Year's Day
(1/1/80 a 2 a.m. License for that single day only).

Selectmen and the Admin. Asst. reviewed the proposed Environ-
mental Notification Form for the Water Treatment Plant proposed
by the Metropolitan District Commission off of Route 30, Boston
Road near the Fayville Dam.

Upon reviewing the Pine Hill Road sub-division issue, first the
Selectmen request that the Town Counsel give a written explanation
of the rights of the Town, the obligations of the Town regarding
the tie-in to the existing 12" pipe. Secondly, they requested the
Highway Supt. give cost estimates of Mr. Venne's, Dr. Hallisey's
and Mr. Keniry's proposal and finally a note to those developers
that if an easement is needed, if this project is to ever work, that
it would be their responsibility to secure that easement although
we would be pleased to assist in the righting of it. The Town
would not be interested in paying for that easement.

CORRESPONDENCE

TOWN DEPARTMENT

Board noted November 27, 1979 letter from Building Inspector Edgar
Phaneuf, Jr., requesting the services of Town Counsel Frederick
Busconi to interpret the General Laws with regard to Zoning,
Chapter 40A. The issue in particular concerns whether or not a
variance granted prior to 1975 lapses if not exercised within a
specified length of time. Selectmen voted to allow the Building
Inspector to use services of Town Counsel.

Letter to Police Chief Robert A. Goyette enclosing a copy of an
incident report from Sergeant Harpster regarding a shooting inci-
dent on Pearl Street where a pellet gun or BB gun was used to shatter
a window of a parked car; and whether or not he believes that added
street lights would offer protection or deterrent for incidents
such as this.

Memorandum to Building Inspector Phaneuf, re a gun and ammo business Biulio Ghetti, 42 Gilmore Rd, is planning to open in his home (similar to the one Bay State Arms has on Boston Rd.). Building Inspector was requested to contact Mr. Ghetti and indicate the site plan procedure which is enforced in Town.

Highway. Letter to Bruce Ceramicole, 70 Main St., once again requesting immediate attention to cleaning up Stowe Rd. which had been promptly taken care of a number of weeks ago as per request of the Board. Rain has once again created additional problems in that area.

Letter to James A. McCaw, Wiring Inspector, and Town Clerk Paul J. Berry informing of the Board's vote to unanimously accept provisions of Chapter 529 of the Acts of 1949 (G.L. Chapter 166, Section 32A) as concerns the designation of Assistant Wiring Inspector Richard Trudel for certain work carried out by Mr. McCaw, his employer or people working for him.

Main St. (Rt. 30). Letter to Police Chief Robert A. Goyette requesting that he have his staff research the frequency and severity of accidents occurring on Main St. Rt. 30) in the vicinity of Chestnut Hill Rd. over the past five or seven years. An October 24, 1979 complaint from B. A. King, 130 Main St., has generated this request. Letter to John W. Boland, Highway Supt. requesting that he contact the Commonwealth to see what, if anything, it plans to do to improve that intersection or that strip of roadway. If the State has no active plans, Mr. Boland is to offer alternatives to the Selectmen so that they might contact Mr. Holmes, the District Highway Engineer in Worcester, and make some constructive suggestions regarding safety improvements along that piece of highway.

Letter to Robert A. Goyette, Chief of Police, re the technique for paying both Nordli-Wilson and McCann Associates for their professional services during the Police Chief selection process.

Letter to Tom Higgins, Western Electric Co., 325 Turnpike Road, re the alterations needed for the relocation of the compactor. Building Inspector has indicated that Western Electric's request is satisfactory and the formal submission of a plan to the Selectmen for this activity would merely be included with any proposed changes submitted next Spring. As concerns the relocation of the driveway entrance aligning Western Electric's access with the traffic lights at Crystal Pond Rd., negotiations with Crandall-Hicks are moving along very satisfactorily and Mr. Higgins will be kept informed of any activity in relation to this very important project.

TOWN BOARD

Memorandum to Board, re meeting with Board of Health held November 27, 1979. Two issues were discussed: 1. the prospect of hiring a full-time inspector to keep up with demand; and 2. the possibility of appropriating money in a special warrant article for reconstruction of septic systems in older homes owned by people on fixed or low income.

Health. Letter to Chairman Philip G. Mauch, Board of Health, re property owned by Howard Feldman, 2 Woodland Rd. Mr. Feldman has indicated that he would like to install a small septic system on his property so that a small business could be established at that location. Basic information is needed from Board of Health regarding the history of 2 Woodland Rd. and whether or not any size system could be designed for that lot.

LICENSE/PERMITS

VOTED: to grant a one day only 2:00 a.m. closing for the coming New Year's Eve for all-alcoholic beverages pouring licenses to:

Fayville Athletic Assoc., Inc., Austin M. Maguire, Mgr.
Kahili Restaurant, c/o Andrew Gong, Mgr.
White's Corner Restaurant, Inc., c/o Frank J. Rossi, Sr., Mgr.
Andrea Restaurant, c/o George P. Francis, Jr., Mgr.
Hong Chow, c/o Jake Lung Soo Hoo, Mgr.
Muley's Food and Spirits, c/o Mitchell J. Sthika, Jr., Mgr.

STREET LIGHTS

Letter to T. Curt Hiller, 6 Pearl St., re his request for a street light on Pearl St. near his property. The Selectmen are awaiting a response from Police Chief Bob Goyette who will be starting December 1. He has been requested to look into this situation and into the policy of using street lights to deter or prevent crime.

STATE DPW

Letter to Henry C. Holmes, District Highway Engineer, Dept. of Public Works, 403 Belmont St., Worcester, MA 01604 requesting that the District Office examine additional residential roadways in Southborough which have experienced increased traffic to and from commercial and industrial areas on adjacent towns. (Marlboro Rd. from Marlboro line to Framingham Rd.; Marlboro Rd. from Framingham Rd. to State Rt. 9; Jericho Hill Rd. from intersection of Fisher Rd. to the Northboro line; Fisher Rd. from intersection of Rt. 30 (Main St.) to Johnson Rd.; Northborough Rd. from Johnson Rd. to Jericho Hill Rd.; Northborough Rd. from Jericho Hill Rd. to Marlboro line; Johnson Rd. from Rt. 30 (Main St.) to Northboro Rd.

HAZARDOUS WASTE

Letter to Michael Murphy, Data General Corporation, re copy of letter from DEQE received regarding air and hazardous material issues with Data General.

STATE LEGISLATURE

Letter to Senator Daniel J. Foley, 407 State House, Boston, MA 02133 expressing gratitude for the assistance that Ed. Brennan of his staff offered in setting up meeting with Mr. Eccleston, Mrs. Malme and Mrs. Cox of the Dept. of Revenue.

COMPLAINTS/REQUESTS

Letter to Anita M. Cibelli, 15 Main St., re the meeting the Fire Station Building Committee scheduled with her regarding the air whistle. The meeting had to be postponed and a new meeting will have to be rescheduled for some time in the near future.

STATE AGENCY

Letter to Daniel McGillicuddy, Dept. of Environmental Quality Engineering, 100 Cambridge St., Boston, MA 02202 requesting an extension until December 4 so that the final 208 Planning Review Questionnaire may be reviewed and presumably accepted at the Board's December 4th meeting.

LEGAL

Letter to Frederick A. Busconi, Town Counsel, informing him that the Board voted to authorize him to file an Appearance on behalf of the Zoning Board of Appeals of the Town of Southborough in the case of Ella M. Mahoney vs. Southborough Board of Appeals' decision for Arthur P. & Maryann Lamy, 48 Richards Rd., Southborough (as concerns decision of the zoning Board of Appeals under M.G.L.A., Chapter 40A, Section 17). (Town Counsel filed an Appearance with Worcester Superior Court on November 28, 1979.)

Board noted November 20th letter to Town Clerk Berry from Attorney Paul R. Collanton, 275 Boston Post Rd., Marlboro, re complaint to annul decision of the Zoning Board of Appeals under M.G.L.A. Chapter 40A, Section 17, Ella L. Mahoney, Plaintiff vs, Arthur P. and Maryann T. Lamy and members Levio J. Cibelli, John Rego, James F. Prior, Jr., James R. Cappelo and Frederick S. Tapper, Southborough Board of Appeals (Copy of Complaints enclosed with the letter).

SUBDIVISION

Letter to Highway Supt. John W. Boland requesting that he review the 11/15/79 correspondence from Attorney David I. Keniry to the Board of Selectmen, re a new proposal for the Pine Hill Subdivision.

TOWN COUNSEL'S OPINION

Letter to Town Counsel Frederick A. Busconi attaching 11/15 letter from David I. Keniry, Atty., 1010 Pleasant St., Framingham, re a new proposal for the Pine Hill Subdivision. The Selectmen request his opinion as concerns the rights of both the developer and the Town regarding the hook-up into the existing twelve-inch drain pipe on Pine Hill Rd.

PURCHASING/CONTRACTS

Letter to Town Accountant Elaine M. Hinckley, re a question of the validity of having the Fire Chief's signature on the Ambulance Mutual Aid Contract Agreement with the Town of Framingham for ambulance service.

Letter to Richard C. Grimm, 10 Latisquama Rd. informing him that the Selectmen have issued a contract for the conversion of the Fayville Village Hall heating system from oil to gas-fired. Other modifications were contemplated, but were deemed not to be economically feasible at this time. As concerns the Police Station, the Selectmen have contracted with an engineering firm to examine the system. The Selectmen appreciate his interest in offering assistance to try to solve these problems.

Board noted November 21, 1979 letter from Donald E. Allison, Allison-Hendrie Corp., Shrewsbury, MA 01545 informing of the conclusions reached as concerns the heating systems in the new Fire Station and in the building housing the Police Station.

COUNTY TREASURER

Board noted November 16, 1979 letter from Michael J. Donoghue, Worcester County Treasurer to Ruth Johnson, Southborough Town Treasurer, re confusion surrounding the procedure for submitting dog license fees to the County Treasurer. (General Laws, Chapter 140, Section 147 states that the treasurer of each city and town in each county shall submit to the County Treasurer all fees in their possession at least twice per year, on June 1st and December 1st).

Selectmen signed the following Treasury Warrants:

| | | |
|----------------------------|------------|---------------------------|
| TW #75 in the amount of \$ | 25,546.08 | |
| TW #76 in the amount of \$ | 953,037.84 | |
| TW #77 in the amount of \$ | 7,689.96 | |
| TW #14 in the amount of \$ | 5,340.00 | (FEDERAL REVENUE SHARING) |
| TW #15 in the amount of \$ | 6,280.94 | (FEDERAL REVENUE SHARING) |

9:05 p.m. VOTED to adjourn the meeting.

John A. Lundblad, Administrative Assistant/j

MINUTES OF MEETING

Board of Selectmen

Tuesday, December 4, 1979

John Lundblad's notes are not available at this time.

CORRESPONDENCE

TOWN DEPARTMENT

Letter to Chairman Janice Fletcher, Personnel Board informing that the Board voted a step increase, retroactive to July 1, 1979, for Charles F. Hamel, Dog Officer to Grade 7, Step 4.

Letter to Police Chief Robert A. Goyette identifying noncritical problems which should be discussed, namely: 1) cruisers and 2) insurance coverage; accidental death and dismemberment, disability coverage.

re Valley Road. Letter to Ernest L. Kallander, 18 Meadow Lane as concerns his correspondence of November 30, 1979 requesting that the Article be submitted this year as written in last year's Warrant, relating to the abandonment of the end of Valley Road. The Board is not willing to submit this Article until a turnaround is provided and will be checking with Highway Supt. Boland and Peter Kallander regarding the improvement of the turnaround which is being contemplated by the Kallanders.

Letter (to be delivered by Police Dept.) to Frank J. & Anna A. Rossi, 154 Turnpike Rd., re premises at 8 Break Neck Hill Road, further described on Assessors Map 37, Lot 3. After an examination by the Building Inspector and Town Counsel and after a review by the Town Counsel of their previous files, it is the judgment of the Board that their tenant and thus they are in violation of several sections of the Town Zoning By-Law as well as the State Building Code.

Letter to Beryl V. McPhail, Exec. Director, Outdoor Advertising Div., 80 Boylston St., Boston, MA 02116 enclosing applications for the renewal of Permits 27029 and 29297 for the National Advertising Company of Maryland which were referred to the Selectmen's office for review. They are being returned to be duly signed by a representative of National Advertising Co., after which they will be reviewed and the appropriate forms returned to Outdoor Advertising Division. No application renewal forms have been received for Ackerley Advertising.

Memorandum to Board, re State ruling concerning Wiring Inspectors. The December 1st deadline for the implementation of Conflict of Interest ruling regarding Wiring Inspectors has passed with a court order granting a 60-day stay. (The Ruling states that Wiring Inspectors will no longer be permitted to provide any electrical work in the Town where they are Inspector)

Letter to Town Clerk Paul Berry, re his December 3, 1979 letter, the Selectmen concur that Chapter 166 does not have a Section 32A. It was agreed that it should be included in the next Annual Town Meeting. The Superior Court has granted a stay of execution of order of the Board of Registrars of Electricians banning the outside activities of Town Wiring Inspectors. A mid-January hearing date is scheduled and the implementation of this ruling cannot take place until January 30, 1980.

Letter to Chief Robert A. Goyette, Police Department enclosing the bill from McCann Associates, Inc., \$497.50, for the Police Chief's examinations as well as bills from N rdli, Wilson Associates, Consulting Psychologists for \$1959.14; to be paid out of the Police Department budget, under a special line item created by the Town Accountant.

TOWN BOARD

Board note December 3, 1979 letter to Town Clerk Berry from I.D.C. Chairman Russell B. Millholland informing him of an I.D.C. meeting to be held on Wednesday, December 5, 1979 at 7:30 p.m.. Brian Jeans, a representative of the Mass. Division of Water Pollution Control will discuss federal and state funding criteria for Municipal Wastewater Treatment Projects.

Board noted 11/28/79 letter to Jake Lung Soo Hoo, Manager of Hong Chow Restaurant, 77 Turnpike Rd., from Chairman Philip G. Mauch, Board of Health, stating that the Board of Health has not received an answer to its November 9, 1979 letter concerning the overflowing of effluent from Hong Chow's disposal system which continues to be a health hazard. The Board of Health requires his presence at 8 p.m. Tuesday, December 4, 1979 in the Board's office to discuss this emergency situation.

Letter to Chip Fay, Chairman, Advisory Committee summarizing the progress which has been made to date as concerns certain energy conservation measures and statement regarding the immediate future as concerns this issue: 1) Fayville Village Hall and 2) Police Station.

Letter to Treasurer/Collector Ruth C. Johnson, re the purchase of DAVCO Orchard. As authorized in Article 21 of the Annual Town Meeting of 1979, the Board requests that she begin the procedure for borrowing \$112,500.00 for a period of twelve months and \$40,000.00 for a period of thirty-six months as provided in the Motion and Vote of that Article. The Board has received approval from the Commonwealth under provisions of Section 11, Chapter 132A of the G.L. for reimbursement under the so-called Self-Help Funding Program.

Letter to Town Counsel Frederick A. Busconi, re State funding which has been secured for the purchase of the DAVCO Orchard. The Selectmen request that he notify the bank so that the proceedings

for purchase may commence as soon as the Treasurer/Collector is able to execute the necessary short term notes for the funding of the purchase of the orchard.

Board noted November 19, 1979 letter to Chairperson Delia Mulvaney, Conservation Commission, from John A. Bewick, Executive Office of Environmental Affairs, Boston 02202 officially informing that Southborough's Self-Help application #2 has been conditionally approved for funding this year.

Board noted November 27, 1979 letter to Ray B. Davis, 29 Woodland Rd., from Ch. George Killam, Conservation Commission, confirming Mr. Davis' conversation with one of the members, Delia Mulvaney, concerning intentions to exercise their option to purchase Davco Farm, as stated in the agreement of April 10, 1979.

GENERAL REVENUE SHARING

Board noted General Revenue Sharing Estimated Period II Entitlement to be \$109,947.00 (Period: October 1, 1979 - September 30, 1980).

PURCHASING/CONTRACTS

Letter to John W. Boland, Highway Supt. informing that the allocation data for the month of December '79 again shows that the Town is restricted to 90% of allocation for motor gasoline.

REGIONAL

Board noted November 26, 1979 letter from Fred W. Sergeant, Town Engineer, Town of Framingham, enclosing an attested copy of those Bounds common to both the Town of Framingham and the Town of Southborough, perambulated by the Board of Selectmen Chairman, Peter Ablondi (Framingham).

LICENSE/PERMITS

GRANTED: "Agent's or Seller's License - Class I - for the Sale of Second-Hand Motor Vehicles" to Ingersoll-Rand Equipment Corp., 300 Turnpike Road (License to expire January 1, 1981)

LEGAL

8 Break Neck Hill Road. Letter to Town Counsel Frederick A. Busconi authorizing him to start suit against B & B Realty Trust for constructing a building without permits. Specifically, B & B Realty Trust has failed to seek Special Permit with the ZBA for the construction of a structure in a Business District for the repair of vehicles for a construction company. Further, B & B Realty

Trust has failed to secure a Site Plan approval from the Board of Selectmen for the same activity.

SITE PLAN

Lot 2C-Highland St. Letter to Lawrence E. Lamson, II, 123 Southville Rd. (to be hand-delivered by Police Dept.) informing him that the Board voted unanimously to issue to him a Cease and Desist Order as a result of his firewood cutting and splitting operation on Highland St., (owned by Lloyd E., Jr. and Elaine L. Clark) a business operation prohibited in a Residential District. He was advised that if he wishes to appeal this decision, he may file for a Variance with the ZBA. The Board further requires that he make this site safe and secure immediately. Certified Letter to Lloyd E., Jr. and Elaine L. Clark, 60 Walsh St., Framingham 01701 informing that the Board voted unanimously to issue a Cease and Desist Order to Lawrence E. Lamson, II of 123 Southville Rd. as a result of a firewood cutting and splitting operation on land owned by them on Highland St., a business operation prohibited in a Residential District.

STATE

Letter to James McCaw, Wiring Inspector, informing him that the Board has received notice from the State that the implementation of the Ruling, barring Wiring Inspectors from doing work in their town for which they inspect, has been delayed at least until the end of January, 1980.

INSURANCE

Letter to Town Clerk Berry, re Group Insurance Laws which give the voters the opportunity to accept the section of the law regarding refund of dividends received by the Town. The Selectmen felt that this question should be on the ballot for the next Town Election.

Selectmen signed the following Treasury Warrants:

| | | |
|--------|------------------|--------------|
| TW #78 | in the amount of | \$200,000.00 |
| TW #79 | in the amount of | \$ 6,071.21 |
| TW #80 | in the amount of | \$ 12,599.62 |
| TW #81 | in the amount of | \$ 23,222.17 |
| TW #82 | in the amount of | \$ 74,386.98 |
| TW #83 | in the amount of | \$ 295.34 |
| TW #84 | in the amount of | \$ 26,541.28 |

MINUTES OF MEETING
BOARD OF SELECTMEN

December 11, 1979

7:30 P.M. Present: Chairman Paul O'Connell, Jr.; Sel. Donna L.
to McDaniel; Sel. Louis J. Bartolini; John A. Lundblad,
8:30 P.M. Administrative Assistant.

The Selectmen held a Site Plan Hearing for Westmarl Inc. Westmarl was represented by Thomas Callahan. Also present was Fred Douglas, Conservation Commission; Patricia Capone, Chairman of Planning Board; Planning Board members Margit Donath, James Denman, Secretary Eleanor Stoddard, Mr. and Mrs. Peter Kallander, Betty Davis of the Assessors' Office. Mr. Callahan explained that because of recent borings and tests the Westmarl is now proposing a two-story office building with 6,200 sq. ft. on each floor, a total floor space of 12,400 sq. ft. Because of the increase in floor space the parking requirement would be for 83 places. Because of these late changes he was asking the Board to consider extending the meeting until the plan could be revised and the new plan would include this parking and would allow for the input from abutters and town boards.

Callahan explained that this is really three lots being treated as one. Mr. O'Connell asked if the proposal was in fact to remove the "L" and pull the building back from the street. Mr. Callahan responded in the affirmative, stating that the setting back of the building would allow more parking, more landscaping and a second floor. Chairman O'Connell asked if compaction testing had been done as requested earlier, Mr. Callahan indicated that this has been done and they found some areas unsuitable. When that information is available it will be brought in. When Mr. Slavin's proposed developer arrives he would have copies of the compaction tests and could meet with the Building Inspector to review them. Chairman O'Connell asked if Hatch Act approval had been granted, Mr. Callahan replied in the affirmative. He had talked with the Conservation Commission, had met their compliance order of 1972, but would have to refile based upon some changes in the drainage system. Chairman O'Connell questioned the septic system, asked if Board of Health approval or State approval had been granted. Callahan indicated that the State has reviewed this and has not yet acted. The Board of Health would not act until State approval of the drain was forthcoming. Selectman Bartolini asked if the developer had ever thought of contacting all the abutters and trying to make a single proposal of the entire strip. Mr. Callahan indicated that there is minimal conversation about that issue now, although at one time there was a lot of discussion. But part of the problem is that the other land is not filled and the cost of fill and the requirements of the Conservation Commission are such at this time that it would make it prohibitively expensive. He would prefer to see a joint venture but did not think that was feasible at this time.

Mr. Denman questioned the parking, stating that over 25% of the parking was in front of the building, an apparent violation of the By-Law. Mr. Callahan stated that he would discuss that with the Planning Board who would offer suggestions to the entrance and exit problems and again to the aesthetics of the building. He stated that there would be extensive greenery in the front to buffer the parking from neighboring areas as well as from the roadway.

R. H. McCarthy of Mac-Rich Construction Co. was present as an abutter, questioned why the proposed drain line was going down Route 30 on his side of the road. Stating that the intercepted drain would limit development of 35% of his property. He felt that at one time he had a small brook in this area but as filling has been carried out on both sides of him, he now has a pond. He didn't object to the plan but preferred to see the drain line moved to the other side of Route 30 and farther into the property of Westmarl so that less of his land would be made unusable because of drain lines. The drain line as now proposed goes over the lateral drain. He would like to see a new system pick up those laterals and go to the north side of the road to tie in the entrance and move them back another 50' or 20' so that the abutters would split the 100' difference between the property lines. Callahan stated that he'd prefer to have a drain on the northerly side of the road for construction purposes. It would require a State permit.

Mr. Kallander, the abutter on the northerly side of the road, stated that the lateral now pitches downhill and that you would have to buck the grade in order to do this. Chairman O'Connell asked whether Mr. Kallander would object to it being on the northerly side of the road and Mr. Kallander stated that "no, he would not".

Fred Douglas, Conservation Commission, stated that this whole area is very sensitive and a Hatch Act would be required and that Mr. McCarthy is right and that the Board will look into all aspects of drainage. Mr. Callahan agreed to sit down with representatives of Mac-Rich and the Conservation Commission and respective engineers to try and find a suitable solution. Further, Chairman O'Connell stated that if the drain line is to move to the north side based upon the talks with Mac-Rich that Mr. Callahan should talk with the Kallanders to insure that the drain line is in a location that satisfies those abutters. Mr. Callahan agreed.

Mr. Slavin arrived at this time and presented the plan and the compaction tests. Mr. Callahan stated that the building would be brick facade, 6,200 sq. ft. per floor, two floors. Chairman O'Connell stated that the Board did not pass on the design but it was nice to know what was going to be there. Our concerns were not in relation to design.

Fred Douglas questions the traffic counts stating another 40 to 60 vehicles in this area could create a severe problem. Chairman O'Connell stated that it is not this Boards power to stop development, but they would ask the Highway Supt. to review the design to minimize the problem. Mr. Douglas stated that the sign distant here is critical. Chairman O'Connell stated that we could only control the development within the parcel owned by Mr. Slavin and Mr. Callahan. Mr. Bartolini asked Mr. Slavin when the test borings were made. Mr. Slavin indicated four years earlier.

Chairman O'Connell instructed Mr. Slavin to work with the Administrative Assistant and the Building Inspector to have these compaction tests investigated immediately. Chairman O'Connell accepted a motion from Mr. Bartolini to recess this meeting to 1/8/80, seconded by Mrs. McDaniel, APPROVED by unanimous voice VOTE of the Board.

8:37 P.M. The Selectmen met with Edward Lamson and Robert Hamilton to re a log cutting operation on Highland Street. George
9:05 P.M. Mooney was also present. Mr. Lamson indicated that he met with the Administrative Assistant on the previous Friday and had taken out papers with the ZBA if the Board determined that this activity would require a variance. Mr. Hamilton asked for an explanation of the problem. Chairman O'Connell stated that the activity itself was probably in violation of the By-Law; that location of the logs in relation to the school constitutes a safety problem; that the activity is on rental property with no apparent permission of the owner for an activity this large; that the wood is being brought in offsite, cut, split and sold and finally that this in affect amounts to a business and requires a variance in a residential zone. Finally Chairman O'Connell stated that this sort of activity is beyond the normal activity of a landowner. Mr. Lamson stated that 90% of the wood came from within the Town. Chairman O'Connell responded that that would still be a wood cutting business. Mr. Hamilton stated that the safety and zoning issues would be explored and that the pile would be tapered off. It would be much safer as soon as possible. Chairman O'Connell questioned the volume of activity and stated that they are obviously not just clearing their own land but they are operating a business, a commercial activity in a residential zone. Mr. Hamilton stated that if he needed to file for a variance that others should also. Chairman O'Connell concurred and stated that if others are found they will be required to. Mr. Hamilton^{said} that if it is only because of the volume of his business being greater, he thought that would be discriminatory. Chairman O'Connell stated that he intended to make the most practical solution possible so that every violation has to be moved upon once brought to the attention of the Board and this is a substantial operation, not any home occupation. Mr. Hamilton stated that he thought that under the Agricultural and Horticultural section that this would be acceptable. Chairman O'Connell stated that it was not horticultural, it was lumbering, wood splitting. Mr. Hamilton questioned whether it would be a farm. Chairman O'Connell stated no. Mr. Lamson asked what use it would be under. Chairman O'Connell stated it would not be under a use in a residential zone and therefore would need a variance. But the Board does not do this, the ZBA would have to grant it if they chose to, or deny it and set reasonable restrictions. Mr. Hamilton asked if abutters would be given notice. Chairman O'Connell said not automatically. If the ZBA approved it and there is not a building and no site plan is questioned, a plot plan would be necessary, perhaps from the Assessors' plan.

Mr. Hamilton stated that they will reset the pile of logs. That they have been operating for five years and the volume has increased over the past year or so and that they work six to eight hours a day with no engines after 8:30, except on rare occasions and never before 9:00 on Sunday mornings. They only have the two

of them, themselves and a few neighborhood kids working part time. Sel. Bartolini asked them how long it would take to clean up the operation. Mr. Lamson stated, working 40 hours a week, maybe three weeks. Sel. Bartolini stated there is a large problem as one of safety and running a business without any permits whatsoever.

Mrs. McDaniel stated that she was very uncomfortable with the entire situation since she did have a wood lot next to her property although at this time none of it is being used for other than her own personnel purposes and that was not a business.

Chairman O'Connell stated that this was a business in a residential zone and a real safety problem. Mr. Hamilton stated that he would like to continue to work during the application process. Chairman O'Connell stated that was acceptable as long as no new wood was brought in. Mr. Lamson asked if they could have an exception in case of a special order. Chairman O'Connell stated that he should clear out what is there, make the area safe for the kids and then talk to the Board about the special orders if the need exists.

The Selectmen VOTED to make Francis J. Mattioli a Special Police Officer for paid details. Sel. Bartolini made a motion to accept, seconded by Sel. McDaniel.

STATE LEGISLATURE

Letter to Rep. Joseph Navin and Senate Majority Leader Daniel J. Foley, State House, Boston 02133 seeking their support in passage of a House Bill filed on behalf of a variety of municipalities by Representatives Greenhalgh and Moore. Although a recent ruling by the Division of Registration of the State Examiners of Electricians has eased their original restriction in the Town where a Wiring Inspector earns less than \$3,000 per year, it is a necessity for the Inspector to be able to earn additional money from small wiring projects within the Town. (An Assistant Wiring Inspector would formally inspect all work carried out by the Wiring Inspector.)

TOWN DEPARTMENT

Letter to Police Chief Robert A. Goyette, re his request of December 5, 1979 regarding an additional full-time Civilian Police Dispatcher. The Selectmen support his concept. However, before bringing a request like this before the Advisory Committee, the Board requests additional financial backup demonstrating the total cost of the program and the associated benefits.

Letter to Edward F. Brock, Fire Chief and Edgar A. Phaneuf, Jr., Building Inspector, informing them as the Civil Defense Director and the Town's Energy Conservation Officer respectively, the Selectmen would like them to meet and work out some very basic guidelines for energy emergencies. Police Chief Goyette and Highway Supt. John W. Boland should be included in the meeting. cc: Highway Supt. John W. Boland.

Memorandum to Highway Supt. John W. Boland informing him that the Administrative Assistant spoke on December 11 with Peter Kallander, re his willingness to do whatever is necessary to solve the problem for his father regarding the abandonment of the last section of Valley Road (getting the turnaround paved, an easement granted); then the Selectmen would support abandonment of the remainder of the roadway thus solving a long running problem.

Letter to Police Chief Robert A. Goyette attaching a copy of a request received over a year ago as concerns a recommendation from Sergeant Colleary regarding a street light for an area around Highland and Atwood Streets. The Selectmen took no action at the time pending the establishment of some sort of policy for this type of request.

Letter to Hamilton Armstrong, Chairman, Council on Aging, informing him that the Board signed a contract with George Labarre to convert the heating system in the Fayville Village Hall from oil to natural gas. It is anticipated that the work will begin in January, 1980 with hopefully minimal disruption to the heating system in the total building.
cc: Building Inspector Edgar A. Phaneuf, Jr.

Letter to Fire Chief Edward F. Brock stating that the only unresolved issue as concerns the old 5 Main Street Fire Station seems to be getting the heating system working as soon as possible. cc: E. Phaneuf, Building Inspector.

Board noted December 11, 1979 letter from Police Chief Robert A. Goyette, re his evaluation of whether additional street lighting was needed in the vicinity of 6 Pearl Street. He informed the Board that there is no real need for a street light in this area since there already exists street lights in front of #3 and another light between #8 and #10 making this area relatively well lighted.

TOWN BOARDS

Letter to Chairman Russell B. Millholland, I.D.C., re the review by the Board of a site plan (by Westmarl Corp.) for an office building on 155 Boston Road (Route 30) next to the Southborough Chevron Station and a controversy which has developed regarding the potential impact which this development may have on the abutter to the southeast. Perhaps I.D.C. could consider an in-depth study of development problems as relate to environmental management and municipal services.

Letter to Edward F. Murphy, Jr., I.D.C. re the request by the I.D.C. for information regarding soil conditions prior to the Town Meeting. He was advised that for the last few years a Soil Conservation Service Study has been going on in the Town.

FEDERAL FUNDING

Memorandum to the Board from Administrative Assistant of whether there was any funding available for drainage projects. No single funding program exists to do the type of work the Town is interested in. However, there are funding opportunities, both for study and construction for areas like the south end of Town.

SITE PLAN

Board noted December 5, 1979 letter to Kenneth Jacobsen, L.B. Darling, 28 Newton Street, from Board of Health Chairman Philip G. Mauch suspending any further excavation until the Board of Health discusses with him and his engineer the proper removal of soil below the bottom of the bed (on site at 28 Newton St.).

Letter to Board of Health, re 155 Boston Road property owned by Westmarl Corporation. Site Plan Hearing for the Westmarl Corp. is to be on January 8, 1980 at 7:30 p.m. The primary reason for this extension is the request by the petitioner to amend the site plan by altering the external dimensions of the structure and adding a second story. When a revised site plan is furnished to the Selectmen's office, a copy shall be made available immediately to the Board of Health.

Letter to Building Inspector Edgar A. Phaneuf, Jr. enclosing correspondence from Attorney Thomas W. Callahan for Westmarl Corp. borings done on the property in question at 155 Boston Road. It is the hope of the Board that he would have had ample opportunity to review data and meet with Mr. Callahan and/or his representative.

re: 155 Boston Road. Letter to Thomas W. Callahan, Attorney for Westmarl Corp. 247R Maple St., P.O. Box 739, Marlborough acknowledging his recent correspondence transmitting a copy of the permit from the State Department of Public Works for curb cuts as well as the testing reports by C.O. Guild Drilling and Boring Co. It is the understanding of the Board that Mr. Callahan will be discussing possible revisions of **this plan with Mr. R. H. MacCarthy** of Mac-Rich Realty Construction, Inc. as well as Mr. Peter Kallander, his abutter on the north side of Route 30.

MDC

Letter to Police Chief Robert A. Goyette, re the problem with vehicles parking on MDC property along Cordaville Road (Route 85), Middle Road, White Bagley Road, Nichols Street and Clemmons Street in the Pine Hill Road section. The Selectmen feel that this is the time of year to begin planning for next summer both as concerns patrolling of MDC and Town recreation and conservation property.

COMPLAINTS

Letter to Paul R. Clifford, 195 Parkerville Road, re the unregistered vehicle parked in the Town-taking in front of his home. He was advised that unregistered vehicles are not permitted on public ways and should remove this vehicle immediately.

Letter to Harold E. Bacon, Jr., 11 Mitchell Street, re the unregistered vehicle parked in the Town-taking in front of his home. He was advised that unregistered vehicles are not permitted on public ways and should remove this vehicle immediately.

Letter to Police Chief Robert A. Goyette, re telephone complaint received from Cynthia Foster, 162 Marlboro Road, regarding a problem of auto-mobile parking on the MDC property on the easterly side of Route 85 from Acre Bridge Road north. The concern of the residents in this area is directed more toward safety of their property than the nuisance of groups partying and generally carrying on. It was suggested that perhaps Chief Goyette might sit down with the MDC Police Chief and/or MDC Supervisor for this area to discuss these and other issues of mutual concern.

Letter to Margaret M. Fyrberg, 242 Turnpike Road, re her November 16 letter to the Board concerning the condition of Parkerville Road and other streets, the choice of roadpaving projects and the drainage problem in the area she described. These opinions will be passed along to the Highway Superintendent. cc: Highway Supt. John W. Boland.

Letter to Police Chief Robert A. Goyette, re the problem which has developed over the years in the Southville area of Town between young people and a number of residents who from time to time have called the Police to report certain activities. Mrs. Kendall complained about Police response to specific calls made by her over the past few months. Chairman Paul O'Connell assured her that high priority would be given to her problems when the new Chief arrived.

STATE AGENCIES

Board noted December 4, 1979 letter from Joseph L. Flatley, Administrator, Executive Office of Communities and Development, enclosing a final executed copy of the Memorandum of Agreement between the Exec. Office of Communities and Development and the Town of Southborough concerning housing growth and Self-Help funding. Also enclosed is a copy of a letter to Sec. Bewick recommending that the current application for Self-Help funds (for the purchase of the DAVCO orchard) be approved.

Boston Road - Letter to Leonard J. Barbieri, Project Manager, Transportation Div., C.E. Maguire, Inc., 60 First Avenue, Waltham, 02254, re a critical problem as concerns the intersection he and the Administrative Assistant had examined on December 13. (center of Town from Boston Road). There is a slight rise in the road just before the intersection when coming from center of Town or just northwest of the intersection examined. It effectively blocks the view of the traffic

State Agencies cont'

traveling toward the Route 9 connector. When regrading, reconstruction, widening, repaving activities are undertaken, it was requested that a solution for this problem be given DPW consideration.

COLLECTIVE BARGAINING

Letter to Donald Banks, Jr., 88 Turnpike Road, re his request for negotiation with the Water Commissioner, Personnel Board representative and a representative of the Advisory Committee will be prepared for the first meeting.

Re: Wiring Inspector - Board noted December 4, 1979 letter from Richard C. Pierce, General Counsel, Executive Office of Consumer Affairs, Boston 02108 declining invitation to meet to discuss Southborough's budget for the following reasons: 1) the Executive Office of Consumer Affairs has no authority to block the implementation of regulations drafted by an agency within this office, 2) litigation has begun relative to this issue, thus it would be improper for him to comment further and 3) the Board itself stayed the effective date of the regulation. (January 30).

Data General Corporation - Traffic Lights - Letter to Milton Steen, District Manager, Mass. Electric Co., 82 Florence Street, Marlboro requesting that he transfer the charges from Account No. 505 18503 222650 to the Commonwealth of Massachusetts as it has assumed the cost of maintenance of the traffic control devices at Crystal Pond Road.
cc: V.J. Cantone, Traffic Engineer, DPW, Boston 02114.

APPOINTMENTS/RESIGNATIONS

Board noted December 9, 1979 letter to Town Clerk Berry from Henry C. Valcour, Jr. informing that he will be resigning from the position of Water Commissioner in the Town of Southborough effective December 31, 1979.

Selectmen signed the following Treasury Warrants:

| | |
|----------------------------|------------|
| TW #85 in the amount of \$ | 23,309.41 |
| TW #86 in the amount of \$ | 27,551.02 |
| TW #87 in the amount of \$ | 260,941.93 |
| TW #88 in the amount of \$ | 3,100.00 |

9:34 p.m. VOTED to adjourn the meeting.

MINUTES OF MEETING

BOARD OF SELECTMEN

Tuesday, December 18, 1979

John Lundblad's Minutes are not available at this time. The following is the correspondence.

CORRESPONDENCE

LICENSES/PERMITS

The Board of Selectmen VOTED to approve the following Alcoholic Beverage License renewals

Club - All Alcoholic

Fayville Athletic Assoc., Inc., Austin M. Maguire, Mgr.

Druggist - All Alcoholic

C. Charles Margaritis, Reg. Pharmacist d/b/a Southboro Drug

Retail Package Goods Stores - Wine and Malt Beverages

Ralph E. Parsons d/b/a Ralph's Package Store

Willow Brook 1680 Farm, Inc., Clovis C. Lamy, Mgr.

William Mauro d/b/a Mauro's Market

Joseph F. Prior, Jr. and Roger K. Poole, Jr. d/b/a Fitzgerald's
Wine Cellar

Retail Package Goods Stores - All Alcoholic

Bill's Package Store, Inc., William J. Fletcher, Mgr.

Turnpike Food and Liquor Mart, Inc., Stanley Kerbel, Mgr.

Restaurants All Alcoholic

White's Corner Restaurant, Inc., Frank J. Rossi, Sr., Mgr.

Giombetti & Francis, Inc. d/b/a Andrea Restaurant, George P. Francis,
Jr., Mgr.

Andrew Gong d/b/a Kahili Restaurant

Mitchell J. Sthika, Jr. d/b/a Muley's Food and Spirits

B. B. Enterprises, Inc., d/b/a La Casa Nove, Barbara A. Beyeler, Mgr.

The Board of Selectmen VOTED to approve the following Class I

Licenses: (New cars and second-hand)

Country Volvo, Inc., c/o Hugh Dalzell, 78 Turnpike Rd., Fayville

Petry Equipment, Inc., 30 Southville Rd., P.O. Box F-1

Davco, Inc., 61 Break Neck Hill Rd., (Davco Farm, 60 Break Neck Hill Rd.)

Williams Trailer Sales, Inc., 21 Turnpike Rd., Fayville

The Board of Selectmen VOTED to approve the following Class II

Licenses: (Second-hand cars only)

Ted's of Fayville, Inc., 5 Park St.

Ellis Imports, c/o Charles G. Ellis, Sr. & Jr., 12 Newton St.

Wayne G. Clews d/b/a C & C Auto Sales, 77 School Street

(WITH RESTRICTIONS listed)

List of conditions to be attached to License No. 3-1980 Class II License, 77 School St.:

1. No trucks for sale, used or new, shall be on the premises outside of the garage for more than 24 hours after delivery;
2. No partially dismantled, inoperative, wrecked, junked or discarded vehicle shall be allowed on the premises outside of the garage any time;
3. An eight-foot stockade-type fence be permanently erected to buffer all residential neighbors' view of the storage area enclosing the side and rear areas adjacent to the structure; SAID EIGHT-FOOT TYPE STOCKADE FENCE SHALL BE PERMANENTLY MAINTAINED OR SAID LICENSE #3-1980 SHALL BE SUBJECT TO REVOCATION;
4. No additional exterior lighting be installed without prior approval from the Licensing Authority;
5. Hours of operation shall not exceed 8 a.m. to 6 p.m. Monday through Friday -- 8 a.m. to 1 p.m. on Saturdays;
6. Not more than six (6) automobiles in salable condition may be displayed in front of the structure;
7. Not more than ten (10) additional vehicles may be stored outside the building in the rear and on the sides; and said vehicles shall be stored in an area surrounded by an 8-foot stockade fence.

The Board of Selectmen VOTED to approve the COMMON VICTUALLER'S LICENSE, 1980 for the following:

William Mauro d/b/a Mauro's Market, 4 Main St.
Bill's Package Store, Inc., William J. Fletcher, Mgr., 7 Turn-
pike Road.
Turnpike Food and Liquor Mart, Inc., Stanley Kerbel, Mgr.
65 Turnpike Road
White's Corner Restaurant, Inc., Frank J. Rossi, Sr., Mgr., 154
Turnpike Road
Giombetti & Francis, Inc., d/b/a Andrea Restaurant, George P.
Francis, Jr., Mgr, 241 Turnpike Rd.
Andrew Gong d/b/a, Kahili Restaurant, 106 Southville Rd.
Richard Gentile d/b/a Ben's Deli, 7 Turnpike Rd.
Joseph Bennett d/b/a Lugia's Sub Shop, 220 Turnpike Rd.
Robert J. & Maureen Haley, d/b/a Maureen's, 104 Newton St.
Angelo Baltas d/b/a Southboro House of Pizza, 1 East Main St.
Richard Curran d/b/a Southboro News Shop, 2 Main St.
Marnok, Inc. d/b/a Hong Chow, Jake Lung Soo Hoo, 77 Turnpike Rd.
Michael J. Sthika, Jr. d/b/a Muley's Spirits, 1 Southville Rd.
Joseph F. Prior, Jr. d/b/a Fitzgerald's General Store, 110 South-
ville Rd.
B. B. Enterprises, Inc. d/b/a LaCasa Nove, Barbara A. Beyeler, Mgr.
44-50 Turnpike Rd.

Letter to Mrs. Mel Shapiro, Troop I Committee, Southborough informing her that the Board voted unanimously to allow banners announcing

the Boy Scout Pancake Breakfast, February 10, 1980, to be placed:

One just past the intersection of Rt. 85 & Rt. 30, on Rt. 85;
One at Rt. 30 & Framingham Rd., on Rt. 30 just before the
causeway.

ZONING

Board noted September, 1979 Supplement No. 1, Revisions to Permanent File Copy of the Zoning Act, Chapter 40A, M.G.L.

LEGAL

76 Turnpike Road. Letter to Frederick A. Busconi, Town Counsel requesting an update on the status of litigation proceedings planned against the Rt. 9 Mobil Station (76 Turnpike Rd.) (as concerns problem of broken seals).

TOWN COUNSEL'S OPINION

Board noted December 18, 1979 opinion from Town Counsel Frederick A. Busconi interpreting M.G.L.A., section 91 as concerns retired employees and their "special employment" by the Town. It was his opinion that the special employee is not an employee as defined in section 91.

TOWN DEPARTMENT

Letter to Edgar A. Phaneuf, Jr., Building Inspector attaching communication from Beryl McPhail, Executive Director of the Outdoor Advertising Division, in reply to Admin. Asst. Lundblad's December 11, 1979 letter as concerns the alterations being made for the Ackerley Communications of Mass. Inc. sign on Rt. 9.

Letter to Town Clerk Paul J. Berry informing him that the Board voted unanimously to appoint Frank J. Mattioli, 40 East Main St. as "Special Police Officer for the purpose of working on special paid details"; term to expire in May 1980.

Letter to Edgar A. Phaneuf, Jr., Building Inspector, re the situation on Stowe Rd. in the vicinity of the new houses being built by Gene and Bruce Ceramicole. The Selectmen request that Mr. Phaneuf work with Town Counsel and Highway Supt. Boland to immediately seek a solution to this problem or to take the action authorized many weeks ago whereby Town Counsel Busconi would file suit in District Court.

Letter to Building Inspector Edgar A. Phaneuf, Jr., informing him that the shortrun repairs necessary for the old Fire Station at 5 Main St. have been completed with the notable exception of the

protection from underground water damage. Building Inspector was authorized to hire an electrician to solve the problems with the electrical circuit for the sump pump.

Letter to Ted Larsen, Chevron Oil Company, 11 Warren Place, Framingham informing him that the recent delivery to Town facilities was inadvertently delivered to a vacant structure (5 Main Street) instead of the New Fire Station at 21 Main St. Unfortunately, 1,003 gal. of Regular were delivered to the 5 Main St. address instead of 1,200 gals. of High Test to the 21 Main St. address. It was requested that the situation be corrected and that the delivery be made from the 1979 allocation.

Letter to Daniel G. Brandano, 10 Parkerville Rd., enclosing a copy of the Town By-Law as concerns swimming pools, specifically the requirement that a fence or suitable barrier be constructed surrounding a swimming pool^{such as his} (as requested by Building Inspector Phaneuf).

Letter to Arthur L. Hosmer, Chairman, Board of Water Commissioners, re the approved change in the wording of the Site Plan issued to L.B. Darling dated December 7, 1978. The Board approved the location of the hydrants which was noted on this plan (located northerly of the proposed structure). The Board requests the Water Commissioners' approval of this alteration of the Site Plan Permit so that the fire protection can be assured for this area at the lowest reasonable cost.

STATE AGENCY

Letter to Thomas F. McLoughlin, Acting Commissioner, Exec. Officer of Environmental Affairs, Dept. of Environmental Quality Engineering, 100 Cambridge St., Boston 02202 enclosing a copy of the Town's final 208 Planning Questionnaire to be executed at 1/2/80 meeting of Selectmen.

Board noted December 14, 1979 letter from David W. Scott, Supt., Central Massachusetts Mosquito Control Project informing Admin. Asst. John A. Lundblad that he has met with the Highway Supt., John W. Boland to discuss source reduction and water management programs. Work will begin within the month if the weather cooperates.

Letter to Anthony J. DiSarcina, Director, CTPS, 27 School St., Boston informing him that the community contact persons to be contacted for the TIP other than John A. Lundblad, the Town's MAPC representative would be:

| | |
|--|---|
| Paul R. O'Connell, Jr. Chairman, Board of Selectmen 75 Sears Rd. | John W. Boland Highway Superintendent 47 Cordaville Rd. |
|--|---|

SOUTHBOROUGH HOUSING AUTHORITY

Letter to David E. Taylor, Sr., Chairman, Southborough Housing Authority enclosing a copy of correspondence from the Area Office of the Department of Housing and Urban Development regarding the availability

of 500 units under HUD's Section 8 Existing Housing Program for Worcester, Norfolk and Middlesex Counties.

Letter to Town Clerk Paul J. Perry, and Elaine M. Hinckley, Town Accountant attaching a copy of the "Report of the Examination of the Accounts of the Southborough Housing Authority, September 1, 1976 to March 31, 1979" from the office of the State Auditor.

TOWN BOARD

Letter to Fred DeBono, President, The Rene Press, Inc. 245 Crawford St., Fitchburg, MA 01420, re establishing a firm timetable for the timely delivery of the 1979 Town Report and Advisory Committee Report. Board of Selectmen

Board noted December 18, 1979 letter from Chief of Police Robert A. Goyette, re the piling of logs on Highland St. (Lamson and Hamilton business). Upon inspection December 18 of the area in question, the same conditions still existed; the Chief finds Mr. Lamson and Mr. Hamilton to be in violation of Chapter 148, Section 28G of the annotated Laws of Massachusetts. They are also in violation of Chapter 111 Section 152. Chief Goyette requested that they immediately correct a potentially severe safety hazard and public nuisance. Board of Selectmen

Board noted December 13, 1979 letter to Lawrence Lawson, 123 Southville Rd. from Lloyd E. and Elaine L. Clark, 60 Walsh St., Framingham, re their receipt of a certified letter from the Board of Selectmen issuing a "cease and desist order" (against Lawrence Lamson and Robert Hamilton) as concerns the firewood cutting and splitting operation being done on land owned by the Clarks.

Board noted December 13, 1979 letter from Lloyd E. and Elaine L. Clark, 60 Walsh St., Framingham, re the "cease and desist order" issued against Lawrence Lamson and Robert Hamilton, re their Highland St. firewood operation. They informed the Board that they expect this order to be complied with and the site made safe and secure and would like to be kept informed of any further development of this problem. Board of Selectmen

Letter to Town Counsel F. A. Busconi, re the Board's request that he give written opinion as concerns the wood-splitting and cutting operation currently being undertaken by Messrs. Lamson and Hamilton on property owned by Lloyd E. Jr. and Elaine L. Clark of Framingham (Lot 2C-Assessors' Map 3-Highland St.)
Board of Selectmen

Bids were opened by Selectmen for the printing of the Town Report. Bids were received from Jefferson Village, Jefferson, MA; Rene Press, Fitchburg, MA and Quikprint, Southborough, MA. The following bids were opened on 12/18/81:

| <u>NAME, ADDRESS</u> | <u>PRINT TOWN REPORT</u> | | | <u>CAMERA READY TOWN REPORT</u> | | |
|----------------------|--------------------------|--------------|--------------|---------------------------------|--------------|--------------|
| | <u>2,000</u> | <u>2,100</u> | <u>2,200</u> | <u>2,000</u> | <u>2,100</u> | <u>2,200</u> |
| Jefferson Village | 34.55 | 35.40 | 36.20 | 21.70 | 22.55 | 23.35 |
| Jefferson, MA | (4837.00) | (4956) | (5068) | (3038) | (3157) | (3269) |

| <u>CAMERA READY ADVISORY COMMITTEE</u> | <u>PRINT ADVISORY COMMITTEE</u> |
|--|---------------------------------|
| <u>2,000</u> | <u>2,100</u> |
| 22.50 | 23.70 |
| (1912.50) | (2014.50) |
| | (3397.45) |
| | (3502) |

Contract Awarded
to

Renee Press
Fitchburg, MA

| <u>PRINT TOWN REPORT</u> | | | <u>CAMERA READY TOWN REPORT</u> | | |
|--------------------------|--------------|--------------|---------------------------------|--------------|--------------|
| <u>2,000</u> | <u>2,100</u> | <u>2,200</u> | <u>2,000</u> | <u>2,100</u> | <u>2,200</u> |
| 34.98 | 35.20 | 35.75 | 24.14 | 25.30 | 26.00 |
| (4897.20) | (4928) | (5005) | (3379.60) | (3542) | (3640) |

| <u>CAMERA READY ADVISORY COMMITTEE</u> | <u>PRINT ADVISORY COMMITTEE</u> |
|--|---------------------------------|
| <u>2,000</u> | <u>2,100</u> |
| 16.40 | 16.72 |
| (1394) | (1421.20) |
| | (2066.35) |
| | (2164.10) |

Quikprint
Southborough, MA

| <u>PRINT TOWN REPORT</u> | | | <u>CAMERA READY TOWN REPORT</u> | | |
|--------------------------|--------------|--------------|---------------------------------|--------------|--------------|
| <u>2,000</u> | <u>2,100</u> | <u>2,200</u> | <u>2,000</u> | <u>2,100</u> | <u>2,000</u> |
| ----- | ----- | ----- | 20.00 | 21.01 | 22.01 |
| | | | (2800) | (2941.40) | (3091.40) |

| <u>CAMERA READY ADVISORY COMMITTEE</u> | <u>PRINT ADVISORY COMMITTEE</u> |
|--|---------------------------------|
| <u>2,000</u> | <u>2,100</u> |
| 20.22 | 21.24 |
| (1718.70) | (1805.40) |

Letter to Philip G. Mauch, Chairman, Board of Health, re Board of Health's correspondence of September 17 as concerns the drainage problem in the vicinity of Walnut Drive and Oak Hill Road. A decision by the Superior Court upholds the rights of the property owners to the east of Oak Hill Road; and upheld in the Appeals Court. The Conserva-

tion Commission has ruled that the filling which took place on both sides of Oak Hill Road is not in violation of the Town By-Law or Chapter 131, Section 40 (Hatch Act).

STATE DPW

Letter to Highway Supt. John W. Boland informing him that under separate cover he has been sent a copy of a memo from the Mass. Municipal Association concerning the bridge inspection program currently authorized under the Surface Transportation Act of 1978. He was requested to review this memo and offer a recommendation to the Selectmen re the cost of inspecting the bridges in order to qualify for 100% State and Federal funding for repair or replacement.

Letter to Governor Edward J. King, State House, Boston, re the agreement by the State DPW to assume all costs relating to a traffic signal on Route 9 in the vicinity of property owned by Data General Corporation. The Dept. is not willing to reimburse Data General for the \$37,146.15 amount which it had delivered to the Town in escrow and which was used to fund the installation of the signal. The Board feels that it is not appropriate that a private corporation assume the cost of construction of a traffic signal within a State highway and therefore requests the Governor's support in obtaining reimbursement to Data General Corporation.

Board noted receipt of DPW approval of Right-Turn-On-Red restriction in Southborough (Permit No. B-3749).

Selectmen signed the following Treasury Warrants:

| | |
|-----------------------------|------------|
| TW #89 in the amount of \$ | 17,336.06 |
| TW #90 in the amount of \$ | 5,699.83 |
| TW #91 in the amount of \$ | 137.29 |
| TW #92 in the amount of \$ | 399,391.43 |
| TW #93 in the amount of \$ | 74,607.21 |
| TW #94A in the amount of \$ | 18,759.85 |
| TW #19 in the amount of \$ | 1,383.39 |

STREET LIGHTS

Letter to Police Chief Robert A. Goyette, re his recent correspondence of December 11 as concerns additional street lighting on Pearl Street which was requested by T. Curt Hiller, 6 Pearl Street. The Chief had advised that there is not real need for a street light in this area since there already exists street lights in front of #3 and another light between #8 and #10. The Selectmen requested that he contact Mr. Hiller and discuss with him the nature of the problem which he has experienced over the past few months. The Admin. Asst. was instructed to inform Mr. Hiller that the Police Chief would contact him re his problem and hopefully minimize the security problem he has been experiencing without an additional

street light being installed in the vicinity of his home.

SITE PLAN

Letter to Police Chief Robert A. Goyette, re 2 Woodland Rd., Fayville as concerns the Selectmen's attempts to enforce a site plan by-law decision on the occupants of the business operation at this site. The Board Requests his assistance in solving this sort of problem prior to establishing an enforcement program.

PURCHASING/CONTRACTS

Letter to Chip Fay, Chairman, Advisory Committee informing him that the Selectmen have awarded the contract to the Rene Press of Fitchburg for the printing of the 1979 Town Report and the Advisory Committee Report.

INSURANCE

Letter to Treasurer/Collector Ruth C. Johnson, re the HMO option being considered for adoption for the Town's Blue Cross/Blue Shield plan for the Town and school employees. The Selectmen voted December 18, 1979 to accept the statute which permits the HMO option to be included in the Town's Blue Cross/Blue Shield plan.

Letter to Wesley L. Williams, C. E. Williams Insurance Agency, Inc. requesting his opinion on coverage for Town employees and volunteers who provide transportation in their own cars for children using the youth center; specifically if that person is 1) a Town employee, 2) a Youth Commission Member, 3) a college intern and/or 4) a volunteer.

Letter to Gerald A. Lamy, Lamy Realty & Insurance Agency, 1 Boston Rd., requesting further information as concerns Arthur Cannon's second disability payment from October 23, 1976 through March 7, 1977.

SUBDIVISION

Letter to Town Counsel Frederick A. Busconi requesting an update on his progress as concerns his intention to discuss the Pine Hill Subdivision drainage proposal with Mr. Rosen, the new owner of the Pine Hill Riding Center.

FLOOD HAZARD

Letter to Martin R. Healy, Attorney, Rackemann, Sawyer & Brewster, 28 State St., Boston, re Crandall-Hicks Company Property, Route 9, enclosing further information regarding the Flood Hazard Boundaries requested:

1) copy of the Flood Insurance Study for Southborough and 2) a photocopy of the overall project map detailing the changes in the area adjacent to Route 9 in the vicinity of Crandall-Hicks, Western Electric and Crystal Pond Rd.

STATE DPW

Letter to Anthony J. DiSarcina, Director, CTPS, 27 School St., Boston, MA expressing appreciation for Jeff Paul's recent visit to the Town to begin to assist the Town in solving the multi-jurisdictional problem being encountered with the DPW. It is hoped that if a good proposal for that stretch of Rt. 30 and Rt. 85 running from Marlboro to Framingham can be put together, hopefully the Selectmen would approve funding some engineering activity thereby enabling the Town to become eligible for the TIP listing process some time in the near future.

The time the meeting adjourned is not available at this time.

j